



Monday
November 9, 1998

Part IV

**Department of
Commerce**

Semiannual Regulatory Agenda

DEPARTMENT OF COMMERCE (DOC)

DEPARTMENT OF COMMERCE

Office of the Secretary

13 CFR Ch. III

15 CFR Subtitle A; Subtitle B, Chs. I, II, III, VII, VIII, IX, and XI

19 CFR Ch. III

37 CFR Chs. I, IV, and V

50 CFR Chs. II, III, IV, and VI

October 1998 Semiannual Agenda of Regulations

AGENCY: Office of the Secretary, Commerce.

ACTION: Semiannual regulatory agenda.

SUMMARY: In compliance with Executive Order 12866 entitled "Regulatory Planning and Review" and the Regulatory Flexibility Act, as amended, the Department of Commerce, in April and October of each year, publishes in the **Federal Register** an agenda of regulations under development or review over the next 12 months. Rulemaking actions are grouped according to prerulemaking, proposed rules, final rules, long-term actions, and rulemaking actions completed since the April 1998 agenda. The purpose of the agenda is to provide information to the public on regulations currently under review, being proposed, or issued by the Department. The agenda is intended to facilitate comments and views by interested members of the public.

The Department's October 1998 regulatory agenda includes regulatory activities that are expected to be conducted during the period October 1, 1998, through September 30, 1999.

FOR FURTHER INFORMATION CONTACT:

Specific: For additional information about specific regulatory actions listed in the agenda, contact the individual identified as the contact person.

General: Comments or inquiries of a general nature about the agenda should be directed to Michael A. Levitt, Assistant General Counsel for

Legislation and Regulation, U.S. Department of Commerce, Washington, DC 20230; telephone: 202-482-0846.

SUPPLEMENTARY INFORMATION: Executive Order 12866 requires agencies to publish an agenda of those regulations that are under consideration pursuant to this order. By memorandum of July 8, 1998, the Office of Management and Budget issued guidelines and procedures for the preparation and publication of the October 1998 Regulatory Plan and Unified Agenda of Federal Regulatory and Deregulatory Actions. The Regulatory Flexibility Act, 5 U.S.C. 601 *et seq.*, requires agencies to publish, in April and October of each year, a regulatory flexibility agenda which contains a brief description of the subject area of any rule which is likely to have a significant economic impact on a substantial number of small entities. The agenda also identifies those entries that have been selected for periodic review under section 610 of the Regulatory Flexibility Act.

Department of Commerce Regulatory Plan

For this edition of the Department of Commerce's agenda, the most significant regulatory actions are included in The Regulatory Plan, which appears in part II of this issue of the **Federal Register**. The Regulatory Plan entries are listed in the table of contents and are denoted by a bracketed bold reference, which directs the reader to the appropriate sequence number in part II.

Explanation of Information Contained in the Agenda

Within the Department, the Office of the Secretary and various operating units may issue regulations. Operating units, such as the Bureau of Export Administration, the International Trade Administration, the National Oceanic and Atmospheric Administration (NOAA), and the Patent and Trademark Office, issue the greatest share of the Department's regulations.

A large number of regulatory actions reported in the agenda deal with fishery management programs of NOAA's National Marine Fisheries Service

(NMFS). To avoid repetition of programs and definitions, as well as to provide some understanding of the technical and institutional elements of the NMFS programs, a section on "Explanation of Information Contained in NMFS Regulatory Entries" is provided below.

Explanation of Information Contained in NMFS Regulatory Entries

The Magnuson-Stevens Fishery Conservation and Management Act (16 U.S.C. 1801 *et seq.*) (Act) governs the management of fisheries within the Exclusive Economic Zone (EEZ). The EEZ refers to those waters from the outer edge of the State boundaries, generally 3 nautical miles, to a distance of 200 nautical miles. Fishery Management Plans (FMPs) are to be prepared for fisheries which require conservation and management measures. Regulations implementing these FMPs regulate domestic fishing and foreign fishing where permitted. Foreign fishing can be conducted in a fishery for which there is no FMP only if a preliminary fishery management plan has been issued to govern that foreign fishing. Under the Act, eight Regional Fishery Management Councils (Councils) prepare FMPs or amendments to FMPs for fisheries within their respective areas. In the development of such plans or amendments and their implementing regulations, the Councils are required by law to conduct public hearings on the draft plans and to consider the use of alternative means of regulating.

The Council process for developing FMPs and amendments makes it difficult for NMFS to determine the significance and timing of some regulatory actions under consideration by the Councils at the time the semiannual regulatory agenda is published.

The DOC October 1998 regulatory agenda follows.

Dated: September 1, 1998.

Kathryn Lunney,

Deputy General Counsel.

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Office of the Secretary—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
560	Nondiscrimination on the Basis of Sex in Education Programs and Activities Receiving or Benefiting From Federal Financial Assistance	0690-AA28

Office of the Secretary—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
561	Standards of Ethical Conduct—Department of Commerce Supplemental Regulations	0690-AA23

Office of the Secretary—Completed Actions

Sequence Number	Title	Regulation Identifier Number
562	Procedures for Handling and Settlement of Claims Under Federal Tort Claims Act	0690-AA29

Bureau of Economic Analysis—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
563	Change in Reporting Requirements for BE-15, Annual Survey of Foreign Direct Investment in the United States	0691-AA32
564	Benchmark Survey of Financial Services Transactions Between U.S. Financial Services Providers and Unaffiliated Foreign Persons—1999	0691-AA35
565	Benchmark Survey of U.S. Direct Investment Abroad—1999	0691-AA36

Bureau of Economic Analysis—Completed Actions

Sequence Number	Title	Regulation Identifier Number
566	Direct Investment Surveys: Raising Exemption Level for Two Surveys of Foreign Direct Investment in the United States	0691-AA31

Bureau of the Census—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
567	Changes to the Foreign Trade Statistical Regulations To Include Provisions and Requirements for the Electronic Reporting of Export Data Via the Automated Export System (AES)	0607-AA19
568	Changes to the Foreign Trade Statistical Regulations (FTSR) To Clarify the Definition of Exporter	0607-AA20
569	Special Services and Studies by the Bureau of the Census; General	0607-AA24
570	Furnishing Personal Census Data From Census of Population Schedules; General Requirements	0607-AA25
571	Furnishing Personal Census Data From Census of Population Schedules: General Requirements	0607-AA26
572	Special Services and Studies by the Bureau of the Census; Fee Structure for Age Search and Citizenship Information	0607-AA27

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Bureau of the Census—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
573	Reporting Value on Shipper's Export Declaration for Inland Freight and Insurance Charges	0607-AA29
574	Reporting the Value of Repairs and Replacement Parts on the Shipper's Export Declaration	0607-AA30
575	Notation of the Shipper's Export Declaration Filing Exemption Statement on Manifest Documents	0607-AA31

Bureau of the Census—Completed Actions

Sequence Number	Title	Regulation Identifier Number
576	Foreign Trade Statistics Regulations; Reporting the Value of Foreign Military Sales Shipments	0607-AA22
577	Revision to the Foreign Trade Statistics Regulations; Shipper's Export Declaration Requirement for Exports Valued at Less Than \$2500	0607-AA28

Economic Development Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
578	Regulations To Implement the Economic Development Administration Reform Act of 1998	0610-AA56
579	Civil Rights Guidelines	0610-AA59

Economic Development Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
580	Trade Act—Adjustment Assistance for Communities	0610-AA57

Economic Development Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
581	General Requirements for Financial Assistance—Excess Capacity	0610-AA55
582	Simplification and Streamlining of Regulations of the Economic Development Administration	0610-AA58

General Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
583	Uniform Administrative Requirement for Grants and Agreements With Institutions of Higher Education, Hospitals, and Other Nonprofits and Commercial Organizations	0605-AA09

International Trade Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
584	Antidumping Duties; Countervailing Duties (Reg Plan Seq. No. 15)	0625-AA45

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

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International Trade Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
585	Procedures for Conducting Five-Year (Sunset) Reviews of Antidumping and Countervailing Duty Orders	0625-AA51
586	Export Trade Certificates of Review (15 CFR 325)	0625-AA52

International Trade Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
587	Antidumping and Countervailing Duty Proceedings; Administrative Protective Order Procedures and Procedures for Imposing Sanctions for Violation of a Protective Order	0625-AA43
588	Limit on Duty-Free Insular Watches in Calendar Year 1999	0625-AA53

Bureau of Export Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
589	Administration of State Log Exports Ban	0694-AB25
590	Licensing of, and Expansion of National Security and Foreign Policy Controls on, Recoverable Encryption Software	0694-AB47
591	Revisions to EAR as a Result of the Addition of Brazil and Ukraine to the Nuclear Suppliers Group	0694-AB50
592	Revisions to Commerce Control List: Addition of Technology and Software Controls for Certain Crime Control Commodities	0694-AB53
593	Revisions to Antiterrorism Controls	0694-AB63
594	Implementation of the Chemical Weapons Convention; Revisions to the Export Administration Regulations	0694-AB67
595	Exports of Firearms, Ammunition, Explosives, and Other Related Materials: Implementation of Firearms Convention	0694-AB68
596	Clarification of Reporting Requirements Under the Wassenaar Arrangement	0694-AB72
597	India and Pakistan Sanctions	0694-AB73
598	Revocations of Reexport Authorizations Issued Prior to June 15, 1996	0694-AB74
599	Revisions to the Commerce Control List: Changes in Missile Technology Controls	0694-AB75
600	Revisions to the Export Administration Regulations; Country Groups D:1 and E:2; License Exception TMP	0694-AB76
601	Revisions and Clarifications to the Export Administration Regulations; Commerce Control List	0694-AB77
602	Exports of High Performance Computers; Revisions	0694-AB78
603	Exports and Reexports of Explosive Materials; Revision of Foreign Policy Controls	0694-AB79

Bureau of Export Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
604	Revision of Foreign Boycott Provisions of Export Administration Regulations	0694-AA11
605	Transfer of Dual-Use Items From U.S. Munitions List to the Commerce Control List	0694-AA52
606	Implementation of Chemical Weapons Convention	0694-AB06
607	Transfer of Certain Remote Sensing Satellites From the U.S. Munitions List to the CCL	0694-AB09
608	Clarification of Enhanced Proliferation Control Initiative (EPCI) "Catch-All" Provision and Validated License Requirements	0694-AB10
609	Libya: Expansion of Foreign Policy Controls	0694-AB28
610	Change the Commerce Control List To Revise Controls on Communication Intercepting Devices (Export Commerce Control Number ECCN 5A980)	0694-AB41
611	Clarification of License Exception GFT (Humanitarian Donations)	0694-AB49
612	Exports of Technology and Software; Release of Technology or Source Code to Foreign Nationals in the United States	0694-AB59
613	Revisions to the Export Administration Regulations; Additions to the Entity List	0694-AB60
614	De Minimis Exclusion for Technology and Software	0694-AB62

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Bureau of Export Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
615	Defense Priorities and Allocations System (DPAS)	0694-AA02
616	Revision to ECCN 1C350 (Mixtures): Removal of Solvent Free Basis Calculation Requirement and Trace Quantity Exemption	0694-AB66
617	Exports to Federal Republic of Yugoslavia (Serbia and Montenegro); Imposition of Foreign Policy Controls	0694-AB69
618	Revisions to the EAR Confirming Revision to the Wassenaar Arrangement List Dual-Use Items and Antiterrorism Controls	0694-AB70
619	Shipper's Export Declaration Requirements for Exports Valued Less Than \$2500	0694-AB71

National Institute of Standards & Technology—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
620	Amendments to Advanced Technology Program Regulations	0693-AB48

National Institute of Standards & Technology—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
621	Implementation of the Fastener Quality Act	0693-AB47

National Institute of Standards & Technology—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
622	National Type Evaluation Program	0693-AB45
623	NIST Traceable Reference Materials Program	0693-AB46

National Oceanic and Atmospheric Administration—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
624	Pacific Coast Groundfish Fishery	0648-AL87

National Oceanic and Atmospheric Administration—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
625	Fishery Management Plan for Tilefish	0648-AF87
626	Amendment 1 to the Fishery Management Plan for Atlantic Billfish	0648-AF88
627	Regulatory Amendment for Managing Pelagic Fisheries by U.S. Vessels Beyond EEZ Throughout Pacific	0648-AG85
628	Amendment 3 to the Fishery Management Plan for the Reef Fish Fishery of Puerto Rico and the U.S. Virgin Islands	0648-AG87
629	Amendment 1 to the Fishery Management Plan for Corals and Reef-Associated Plants and Invertebrates for Puerto Rico and the U.S. Virgin Islands	0648-AG88
630	Implement Regulations Under ACFCMA To Provide for Coordinated Management of the American Lobster Resource Throughout Its Range, End Overfishing, and Rebuild the American Lobster Stock	0648-AH41
631	Amendment 1 to the Fishery Management Plan for Atlantic Bluefish	0648-AH63
632	Regulatory Amendment To Adjust the Annual Total Allowable Catch for Royal Red Shrimp in the Gulf of Mexico ...	0648-AI39

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National Oceanic and Atmospheric Administration—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
633	Regulatory Amendment To Require Electronic Submission by Alaska Groundfish Processors of Weekly Production Reports and Check In/Out Reports	0648-AI66
634	Amendment to the Observer Program	0648-AI69
635	Fishery Management Plan for the Atlantic Herring Fishery	0648-AI78
636	Fishery Data Reporting for Western Pacific Pelagic Fisheries	0648-AJ08
637	Regulatory Amendment To Extend California Gillnet Regulations to the EEZ	0648-AJ21
638	Consolidation of the Rules for Spiny Lobster Fishery of the Gulf of Mexico and South Atlantic and Stone Crab Fishery of the Gulf of Mexico	0648-AJ28
639	Amendment 7 to the Fishery Management Plan for the Atlantic Sea Scallop Fishery	0648-AJ33
640	Implementation of a Fishery Management Plan for Monkfish	0648-AJ44
641	BSA/GOA/KTC/Scallop/Salmon FMP Amendments 56/56/7/6/6 Overfishing Definitions	0648-AJ50
642	Regulatory Amendment To Establish a Program for the Collection and Use of Fees in the Individual Fishing Quota Program	0648-AJ52
643	Implementation of Pacific Insular Area Fishing Agreement Provisions of the Magnuson-Stevens Act	0648-AJ60
644	Atlantic Tuna Fisheries; Regulatory Adjustments	0648-AJ66
645	Fishery Management Plan for Atlantic Highly Migratory Species	0648-AJ67
646	Atlantic Highly Migratory Species; Measures To Manage the Drift Gillnet Section of the Atlantic Swordfish Fishery	0648-AJ68
647	Proposed Rule To Implement Procedures for Issuance of Permits Under Section 204(d) of the Magnuson-Stevens Fishery Conservation and Management Act	0648-AJ70
648	Fisheries Obligation Guarantee Program—Statutory Amendments To Establish “Central Title and Lien Registry for Limited Access Permits”	0648-AJ77
649	Regulatory Amendment To Change Membership Requirements for the Regional Fishery Management Councils	0648-AJ82
650	Proposed Rule on Taking Marine Mammals Incidental to Power Plant Operations at Seabrook, New Hampshire	0648-AK00
651	Amendment 9 to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic	0648-AK05
652	Rulemaking To Establish the North Pacific Loan Program	0648-AK07
653	Regulatory Amendment To Implement Rolling Closures During the Sablefish Fishery in the Gulf of Alaska	0648-AK10
654	Adjustment of Management Program for Pelagic Species Fisheries in the Western Pacific	0648-AK11
655	FMP Amendments for the Groundfish Fishery of the Bering Sea and Aleutian Islands and for the Groundfish of the Gulf of Alaska	0648-AK12
656	Regulatory Amendment To Specify Minimal Vessel Ownership Requirements for the Hired Skipper Provision in the IFQ Fisheries	0648-AK20
657	Implementation of Amendment 5 to the Fishing Management Plan for the Bottomfish and Seamount Groundfish Fisheries of the Western Pacific Region	0648-AK21
658	Adjustment of the Management Program for Precious Corals Fisheries in the Western Pacific	0648-AK23
659	Amendment 16A to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico	0648-AK31
660	Regulatory Amendment for a Bycatch Reduction Device (BRD) Testing and Certification Protocol Under Amendment 9 to the FMP for the Shrimp Fishery of the Gulf of Mexico	0648-AK32
661	Options for 1997 Rulemaking for Banning the Sale of Undersized Atlantic Swordfish	0648-AK39
662	Amendment 6 to the Fishery Management Plan for the Stone Crab Fishery of the Gulf of Mexico	0648-AK48
663	List of Gear and Fisheries Under Jurisdiction of Each Fishery Management Council or the Secretary of Commerce for Highly Migratory Species	0648-AK49
664	Amendment to Portions of Individual Fishing Quota Program Regulations	0648-AK50
665	Modification of Harvest Guideline System for Hawaiian Lobster Fishery	0648-AK61
666	Regulatory Amendment To Establish Application Period for License Limitation Program	0648-AK69
667	Amendment 54 to FMP for Groundfish Fishery of Bering Sea and Aleutian Islands Area and Amendment 54 to FMP for Groundfish of Gulf of Alaska	0648-AK70
668	Amendment 52 to FMP for Groundfish Fishery of Bering Sea and Aleutian Islands Area and Amendment 52 to FMP for Groundfish of Gulf of Alaska	0648-AK73
669	Amendment To Close an Area in the Gulf of Alaska	0648-AK74
670	Fishing Capacity Reduction Program	0648-AK76
671	Rule To Implement a Fishery Management Plan for the Spiny Dogfish Fishery	0648-AK79
672	Rule To Implement Amendment 7 to the Fishery Management Plan for the Atlantic Mackerel, Squid, and Butterfish Fisheries	0648-AK80
673	Regulatory Amendment To Initiate Control for the Harvest of Bottomfish in the Exclusive Economic Zone Around the Main Hawaiian Islands	0648-AK82
674	Amendment 13 to the Pacific Coast Salmon Plan	0648-AK83
675	Revise Exempted Fishing Regulations To Specify Compensatory Fishing Under Exempted Fishing	0648-AK84
676	Amendment 9 to the Fishery Management Plan for the Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic	0648-AK89

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National Oceanic and Atmospheric Administration—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
677	VMS Pilot Program for Atlantic Swordfish	0648-AK90
678	Amendment 17 to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico	0648-AK96
679	Proposed Rule To Adjust the Gulf of Mexico Red Snapper TAC and Associated Management Measures Under the Framework Procedure of the FMP for the Reef Fish Resources of the Gulf of Mexico	0648-AK97
680	Establish 10 SMZs in Federal Waters Off SC and Prohibit Use of Powerheads in the Ft. Pierce, FL, Offshore SMZ in the Snapper-Grouper Fishery of the South Atlantic Region	0648-AL00
681	Amend the Bluefin Statistical Document To Allow for the Attachment of Re-export Certificates	0648-AL02
682	Regulatory Amendment to Change the Limited Entry, Sablefish Fishery Season Structure Fixed Gear	0648-AL12
683	Regulatory Amendment To Establish a Sitka Sound Halibut Management Plan	0648-AL18
684	Amendment 48 to the BSAI FMP and Amendment 48 to the GOA FMP - Streamline Annual Specification Process	0648-AL19
685	Amendment 59 to the BSAI FMP, Amendment 57 to the GOA FMP, and Amendment 9 to the BSAI KTC FMP - Moratorium Extension	0648-AL20
686	Regulatory Amendment to the Halibut Community Development Quota Program - Definition of Management Measures	0648-AL21
687	Amendment 45 to the Fishery Management Plan for the Bering Sea and Aleutian Islands Area	0648-AL22
688	Regulatory Amendment To Revise the Recordkeeping and Reporting Requirements for 1999	0648-AL23
689	Whiting Amendment to the Northeast Multispecies Fishery Management Plan (FMP)	0648-AL27
690	Management of U.S. Purse Seine Fishery in the Eastern Pacific Ocean	0648-AL28
691	Regulatory Amendment To Implement Atka Mackerel Fishing Restrictions in the BSAI for Steller Sea Lion Conservation Purposes	0648-AL29
692	BSAI FMP Amendment Prohibiting Directed Fishing for Pollock With Bottom Trawl Gear	0648-AL30
693	Amendment 9 to the Northeast Multispecies FMP To Address New Sustainable Fisheries Act Requirements, and Other Management Measures	0648-AL31
694	Amdt. 11 to Northeast Multispecies FMP; Amdt. 9 to Atlantic Sea Scallop FMP; Amdt. 1 to Monkfish FMP; and Amdt. 1 to Atlantic Salmon FMP; Components of Atlantic Herring FMP	0648-AL32
695	Vessel Permit Consistency Amendment	0648-AL36
696	Atlantic Sturgeon EEZ Regulations	0648-AL38
697	BSAI/GOA/KTC/SCALLOP Fishery Management Plan (FMP) Amendments 55/55/8/5 Essential Fish Habitat Definitions	0648-AL40
698	Regulatory Amendment To Prohibit Fishing by Vessels Over 50 Feet Within 50 Nautical Miles of American Samoa	0648-AL41
699	Comprehensive Amendment Addressing Sustainable Fishery Act Definitions and Other Required Provisions in Fishery Management Plans of the South Atlantic Region	0648-AL42
700	Comprehensive Amendment Addressing Essential Fish Habitat in Fishery Management Plans of the South Atlantic Region	0648-AL43
701	Proposed Guidelines for Defining Serious Injury; Request for Comments	0648-AL44
702	Implementation of Amendment 8 to the Northern Anchovy Fishery Management Plan	0648-AL48
703	Implementation of Amendments to Four Western Pacific Fishery Management Plans To Address New Requirements of the Magnuson-Stevens Fishery Conservation and Management Act	0648-AL49
704	Regulatory Amendment To Allow "Stocking" of Multiple Limited Entry Permits in the Pacific Coast Groundfish Fisheries	0648-AL50
705	Amendment 14 to the Pacific Coast Salmon Plan	0648-AL51
706	Amendment 11 to the Pacific Coast Groundfish Fishery Management Plan	0648-AL52
707	Amendment 8 to the Fishery Management Plan for Atlantic Mackerel, Squid, and Butterfish (FMP)	0648-AL54
708	Amendment 12 to the Fishery Management Plan for Atlantic Surf Clam and Ocean Quahogs (FMP)	0648-AL55
709	Proposed Rule To Implement Amendment 12 to the Fishery Management Plan for the Summer Flounder, Scup and Black Sea Bass Fisheries (FMP)	0648-AL56
710	Amendment 16B to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico	0648-AL57
711	Regulatory Amendment To Allocate Certain Groundfish Species Between the Trawl and Fixed Gear Commercial Groundfish Fisheries	0648-AL62
712	Adjustment of Management Program: Crustacean Fisheries in the Western Pacific	0648-AL67
713	Final Specifications for 1999 Summer Flounder, Scup, and Black Sea Bass Fisheries	0648-AL74
714	Recreational Measures for 1999 Summer Flounder, Scup, and Black Sea Bass Fisheries	0648-AL75
715	1999 Initial Specifications for Atlantic Mackerel, Squid, and Butterfish Fisheries	0648-AL76
716	1999 Fishing Quotas for Atlantic Surf Clam and Ocean Quahog Fisheries	0648-AL77
717	Fishery Management Plan for Calico Scallop Fishery in the South Atlantic Region	0648-AL78
718	Atlantic Tuna Fisheries; 1999 Quotas and Effort Controls	0648-AL79
719	Regulatory Amendment To Establish Total Allowable Catch Limits for the Atlantic and Gulf of Mexico Groups of King and Spanish Mackerel for the 1998-99 Fishing Year	0648-AL80

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National Oceanic and Atmospheric Administration—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
720	Sustainable Fisheries Act Amendments to the Fishery Management Plans for Shrimp, Red Drum, Reef Fish, Stone Crab, Spiny Lobster, Coral & Coral Reefs, and Coastal Migratory Pelagics of GOM	0648-AL81
721	Comprehensive Amendment Addressing Essential Fish Habitat in Fishery Management Plans of the South Atlantic Region	0648-AL84
722	Comprehensive Amendment Addressing Sustainable Fisheries Act Definitions and Other Required Provisions in Fishery Management Plans of the South Atlantic Region	0648-AL85
723	Comprehensive Amendment Addressing Sustainable Fisheries Act Requirements Regarding Overfishing, Bycatch, Fishing Communities and provisions for Fishery Management Plans for the Caribbean	0648-AL86
724	Sea Turtle Monitoring and Conservation Measures for Nonshrimp Fisheries	0648-AE54
725	Taking and Importing of Marine Mammals: Tuna Purse Seine Vessel Observer Expenses	0648-AG35
726	Designated Critical Habitat; Pacific Steelhead	0648-AG49
727	Proposed Rule To Provide Regulations for Permits for Capture, Transport, Import and Export of Protected Species for Public Display, and for Maintaining a Captive Marine Mammal Inventory	0648-AH26
728	Proposed Rule Governing the Issuance of Permits for Marine Mammal Photography	0648-AH31
729	Amend Regulations Governing the Taking and Importing of Marine Mammals	0648-AH83
730	Implementation of 1997 MMPA Amendments Affecting Yellowfin Tuna Purse Seine Fishing in the Eastern Tropical Pacific	0648-AI85
731	Endangered and Threatened Species: Proposed Rule Governing Take of West Coast Steelhead	0648-AK94
732	List of Fisheries for 1999	0648-AK95
733	Section 4(d) of ESA Protective Regulations for Johnson Seagrass, a Threatened Species	0648-AL59
734	Determination of Critical Habitat for Johnson's Seagrass	0648-AL82
735	Revision of Federal Consistency Regulations Under the Coastal Zone Management Act	0648-AD83
736	Revision of Overflight Regulations	0648-AI91
737	Notice of Proposed Administrative Changes to Coastal Nonpoint Pollution Control Program	0648-AK62
738	Interagency Consultation for the National Marine Sanctuary Program	0648-AL06
739	Olympic Coast National Marine Sanctuary—Addition of Definition for Seabirds	0648-AL09
740	Policies and Procedures Regarding Program Evaluation and Competitive Funding Requirements Within the Office of Oceanic and Atmospheric Research	0648-AL45
741	NOAA Procedures for Implementing the National Environmental Policy Act	0648-AL58

National Oceanic and Atmospheric Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
742	Financial Disclosure of Fishery Management Council Nominees, Members, and Executive Directors	0648-AG16
743	Amendment 39 to the FMP for Groundfish Fishery of BSAI, Amendment 41 to the FMP for Groundfish of the GOA and Amendment 5 to the FMP for Commercial King & Tanner Crab Fisheries of the BSAI	0648-AH65
744	Proposed Rule To Implement Vessel Identification and Reporting Requirements under the High Seas Fishing Compliance Act of 1995	0648-AI99
745	Guidelines for the Description, Identification, Conservation, and Enhancement of Essential Fish Habitat	0648-AJ30
746	Final Definition of the Zero Mortality Rate Goal	0648-AJ84
747	Endangered and Threatened Species: Take of Threatened Southern Oregon/Northern California Coast Evolutionarily Significant Unit (ESU) Coho Salmon	0648-AJ91
748	Appointment of Members to the Regional Fishery Management Councils	0648-AJ95
749	Additional Measures of Amendment 2 to the Fishery Management Plan for the Shrimp Fishery of the South Atlantic—Procedures for Testing and Certification of Bycatch Reduction Devices (BRDS)	0648-AK29
750	Endangered and Threatened Species; Regulations Consolidation	0648-AK34
751	Proposed Highly Migratory Species Process	0648-AK40
752	Regulatory Amendment to Fishery Management Plan for Golden Crab Fishery of Southern Atlantic States	0648-AK43
753	Endangered and Threatened Species: Proposed Threatened Status and Designated Critical Habitat for West Coast Sockeye Salmon	0648-AK52
754	Endangered and Threatened Species: Proposed Endangered Status and Designated Critical Habitat for Coastwide Chum Salmon	0648-AK53
755	Atlantic Billfish Size Limits and Tournament Notification Requirements	0648-AK88
756	Fishery Disaster Relief	0648-AL13
757	Interim Rule To Certify Three Bycatch Reduction Devices (BRDs) Under Amendment 9 to the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico	0648-AL14

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National Oceanic and Atmospheric Administration—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identifier Number
758	Interim Rule To Require Shrimp Trawl Vessel Observers, Logbooks, and Monitoring Systems in the Exclusive Economic Zone of the Gulf of Mexico	0648-AL15
759	Regulatory Amendment To Implement Stand-Down Requirement for Catcher Vessels Transiting Between Bering Sea and Aleutian Islands and Gulf of Alaska	0648-AL26
760	Vessel Tracking System Power Down Exemption Rule	0648-AL35
761	Emergency Interim Rule To Release the Remaining 1998 Recreational and Commercial Quota Reserves for Gulf of Mexico Red Snapper	0648-AL61
762	1999 Harvest Guideline for the Northwestern Hawaiian Islands Lobster Fishery	0648-AL63
763	1999-2000 Management Measures for Commercial, Recreational, and Treaty Indian Salmon Fisheries Off the Coasts of Washington, Oregon, and California	0648-AL64
764	Regulatory Amendment To Implement a Limited Access Program That Requires Species Endorsements To Participate in Fisheries Targeting Certain Groundfish Species	0648-AL65
765	Regulatory Amendment To Allow Limited Entry Trawlers To Retain Groundfish Taken in Excess of Cumulative Trip Limits	0648-AL68
766	Regulatory Amendment To Allocate Lingcod and Bocaccio Rockfish Between Commercial and Recreational Groundfish Fisheries	0648-AL69
767	Framework To Implement Annual Management Measures for Northeast Multispecies Fishery Management Plan	0648-AL72
768	Interim Final Rule for Atlantic Sea Scallop Fishery	0648-AK68
769	Civil Procedures	0648-AF96
770	Performance Standards for Tuna Vessel Operators	0648-AD03
771	Taking and Importing of Marine Mammals; Dolphin Mortality Limits During Purse Seine Sets on Marine Mammals in the Eastern Tropical Pacific	0648-AF07
772	Take of Marine Mammals by the U.S. Navy Incidental to Military Activities in the South Atlantic of the United States	0648-AG55
773	Designated Critical Habitat; Central California Coast and Southern Oregon/Northern California Coast Coho Salmon	0648-AG56
774	Taking and Importing of Marine Mammals: Proposed Rule Prohibiting U.S. Citizens From Encircling Marine Mammals During Tuna Fishing Operations	0648-AH04
775	Final Rule To Establish Guidelines for Nonlethally Deterring Marine Mammals From Endangering Personal Safety or Damaging Public or Private Property	0648-AH19
776	General Authorization for Scientific Research Involving Level B Harassment	0648-AH20
777	Designated Critical Habitat; Green and Hawksbill Sea Turtle	0648-AH88
778	Taking of Marine Mammals Incidental to Commercial Fishing Operations; Take Reduction Plan Regulations and Emergency Regulations	0648-AI84
779	Draft Policies for Safe Harbor and Candidate Species Conservation (CCA) Agreements	0648-AJ54
780	Endangered and Threatened Species; Status of Chinook Salmon in Washington, Idaho, Oregon and California	0648-AK02
781	North Atlantic Right Whale Protection	0648-AK41
782	Taking of Marine Mammals Incidental to Activities at Vandenberg Air Force Base, CA	0648-AK42
783	Definition of Harm Under the ESA	0648-AK55
784	Pacific Offshore Cetacean Take Reduction Plan	0648-AL70
785	Thunder Bay National Marine Sanctuary	0648-AE41
786	Prohibiting Anchoring by Vessels 50 Meters or Greater in Length on Tortugas Bank Within the Florida Keys National Marine Sanctuary	0648-AK45
787	Licensing of Private Commercial Remote-Sensing Satellite Systems (Reg Plan Seq. No. 16)	0648-AC64

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

National Oceanic and Atmospheric Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
788	Regulatory Amendment To Implement Permit, Reporting, and Recordkeeping Requirements for Processing Vessels Over 125 Feet and Their Catcher Vessels: Pacific Coast Groundfish	0648-AE01
789	General Provisions for Domestic Fisheries—Standard Definitions	0648-AG46
790	Regulatory Amendment To Impose Restrictions on Fishing Black Rockfish Off Oregon	0648-AG81
791	Regulatory Amendment To Revise the Product Recovery Rate Codes for Certain Alaska Groundfish Products	0648-AI87
792	Amendment 10 to the Pacific Coast Groundfish FMP Regarding Salmon Bycatch in Groundfish Trawl	0648-AJ22
793	Regulatory Amendment To Implement Bycatch Reduction Measures	0648-AJ47

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National Oceanic and Atmospheric Administration—Long-Term Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
794	Implementation of Data Collection and Reporting Requirements to the Fishery Management Plan for the American Lobster Fishery	0648-AJ75
795	Regulatory Amendment To Develop a C. Bairdi Vessel Incentive Program	0648-AK08
796	Regulatory Amendment To Allocate Pacific Halibut to the Halibut Subsistence Fishery	0648-AK16
797	Regulatory Amendment To Allocate Pacific Halibut to the Charter Boat Fleet	0648-AK17
798	Regulatory Amendment To Implement Observer Requirements for Processing Vessels Over 125 Feet: Pacific Coast Groundfish	0648-AK26
799	Observer Funding Policy	0648-AL08
800	Regulatory Amendment To Fund Purchase of Limited Entry Trawl Permits To Reduce Excess Capacity in Pacific Coast Groundfish Fleet	0648-AL66
801	Regulatory Amendment To Establish Program for Collection and Use of Fees in Community Development Quota Program	0648-AL71
802	Taking and Importing of Marine Mammals; "Dolphin-Safe" Tuna Labeling	0648-AF08
803	Proposed Rule To Require Certain Fish From Mexico To Retain Heads and Tails Intact in Order To Protect the Endangered Totoaba	0648-AF32
804	Taking of Marine Mammals Incidental to Fisheries-Related Research	0648-AF50
805	Direct Take of Threatened Salmon by Native Americans	0648-AG15
806	Proposed Rule To Authorize Lethal Takings of Marine Mammals by State Authorities	0648-AG79
807	Final Rule To Amend Marine Mammal Regulations To Authorize Incidental Takings of Marine Mammals by Harassment as Authorized by Public Law 103-238	0648-AG80
808	North Atlantic Right Whale Protection; Interim Final Rule	0648-AH47
809	Shrimp Vessel Registration Requirement	0648-AH87
810	Sea Turtle Conservation; Shrimp Trawling Requirements	0648-AK66
811	Operations of Motorized Personal Watercraft in the Gulf of the Farallones National Marine Sanctuary	0648-AK01
812	Monterey Bay National Marine Sanctuary—Minor Boundary Revision	0648-AL07
813	Regional Marine Research Program	0648-AF20
814	National Undersea Research Program Funding Regulations	0648-AH90

National Oceanic and Atmospheric Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
815	Secretarial Amendment to the FMP for Atlantic Swordfish	0648-AE09
816	Amendment 10 to the Fishery Management Plan for the Atlantic Surf Clam and Ocean Quahog Fisheries	0648-AF41
817	Amendment 8 to the Fishery Management Plan for Coastal Migratory Pelagic Resources of the Gulf of Mexico and South Atlantic (FMP)	0648-AG25
818	Amendment 8 to the Fishery Management Plan for the Snapper-Grouper Fishery of the South Atlantic	0648-AG27
819	Regulatory Amendment for the Gulf of Alaska Seamount Fisheries	0648-AG94
820	Amendment 9 to the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico	0648-AH52
821	Plan Amendment to FMP for Sharks of the Atlantic Ocean That Would Limit Entry	0648-AH78
822	Consolidation of Atlantic Highly Migratory Species Regulations	0648-AI28
823	Regulatory Amendment Requiring Longline Vessel Operators in the Western Pacific Pelagic Fisheries To Carry Observers at No Cost to U.S. Government	0648-AI31
824	Regulatory Amendment To Establish Total Allowable Catch Limits for the Atlantic and Gulf of Mexico Groups of King and Spanish Mackerel for the 1997-98 Fishing Year	0648-AJ12
825	Amendment 11 to the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico - Resubmitted Measure	0648-AJ16
826	Regulatory Amendment To Restrict Frequency of Limited Entry Permit Transfers and Require the Sorting of Catch by Species and the Retention of Fish Tickets	0648-AJ20
827	Implementation of Use of Interactive Voice Response (IVR) System To Monitor Commercial Landings of Quota Managed Species on Weekly Basis	0648-AJ37
828	Regulatory Amendment To Prevent Overfishing and Rebuild Stocks	0648-AJ46
829	Amendments to the BSAI and GOA Fishery Management Plans To Implement a Data Collection Program for Recreational, Charter, and Commercial Fishing	0648-AJ49
830	Amendment 3 to the Fishery Management Plan for the Scallop Fishery Off Alaska	0648-AJ51
831	Magnuson-Stevens Act Provisions; National Standards Guidelines	0648-AJ58
832	Atlantic Shark Fisheries; Amendment 2 (Including Rebuilding Schedule)	0648-AJ64

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National Oceanic and Atmospheric Administration—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
833	Withdrawal of the Fishery Management Plan for the American Lobster Fishery	0648-AJ73
834	Interim Final Rule to the Fishery Management Plan for the American Lobster Fishery	0648-AJ74
835	Proposed Rule To Implement Observer Provisions Required by the Magnuson-Stevens Fishery Conservation and Management Act as Amended October 11, 1996	0648-AJ76
836	Halibut Donation Program	0648-AJ87
837	Implement a Framework to the FMP for the Northeast Multispecies Fisheries To Protect Winter Flounder	0648-AJ92
838	Antarctic Marine Living Resources Convention Act of 1984; Conservation and Management Measures	0648-AJ94
839	Final Rule To Implement Framework Adjustment 24 to the Fishery Management Plan for the Northeast Multispecies Fishery	0648-AJ96
840	FMP Amendment 53 to BSAI Groundfish To Allocate Shortraker and Rougheye Rockfish Between Gear Types	0648-AJ99
841	Amendments to Fishery Management Plans To Implement Sustainable Fisheries Act Amendments to the Magnuson-Stevens Act	0648-AK03
842	Regulatory Amendment To Allow Retention of Undersized Halibut in CDQ Fishery	0648-AK06
843	Adjustment of Management Program for the Northwestern Hawaiian Islands Crustacean Fisheries	0648-AK22
844	Northern Anchovy Fishery; Quotas for the 1998-99 Fishing Year (Annual Specifications)	0648-AK24
845	1998-1999 Management Measures for Commercial, Recreational, and Treaty Indian Salmon Fisheries Off the Coasts of Washington, Oregon, and California	0648-AK25
846	Regulatory Amendment To Implement 1998 Nontrawl Sablefish Harvest Regime	0648-AK27
847	Regulatory Amendment To Adjust Management Measures Under the Fishery Management Plan for Reef Fish Species of the Gulf of Mexico (FMP) for the 1998 Fishing Season	0648-AK28
848	Final Rule To Modify the Regulations Implementing the Northeast Multispecies Fishery Management Plan	0648-AK35
849	Regulatory Amendment To Revise the Recordkeeping and Reporting Requirements for Groundfish Fisheries of the EEZ Off of Alaska for 1998	0648-AK36
850	Take of Threatened Central California Coast, South Central California Coast, and Snake River Basin ESUs of Steelhead Salmon Under the ESA	0648-AK54
851	Extension for Six Years of Moratorium on Fishing in Seamount Groundfish Fishery of Western Pacific Region To Promote Rebuilding of Stocks	0648-AK59
852	Implementation of Amendment 3 to Fishery Management Plan for Precious Corals Fisheries of Western Pacific Region	0648-AK60
853	Atlantic Bluefin Tuna (ABT) Fishery	0648-AK63
854	Seasonal Apportionments of Pollock Total Allowable Catch in Western and Central Gulf of Alaska	0648-AK71
855	Amendment 53 to FMP for Groundfish of Gulf of Alaska	0648-AK72
856	Regulatory Amendment To Redefine an Individual Fishing Quota Definition	0648-AK75
857	Final Rule To Implement Framework Adjustment 25 to the Fishery Management Plan for the Northeast Multispecies Fishery for Fishing Year 1998	0648-AK77
858	1998 Recreational Fishery Measures for Summer Flounder, Scup, and Black Sea Bass	0648-AK78
859	Secretarial Amendment To Standardize Fishing Vessel Transfer, Replacement, and Upgrade Regulations in the Northeast Region Fishery Management Plans	0648-AK81
860	1998 Harvest Guideline for Northwestern Hawaiian Islands Lobster Fishing	0648-AK85
861	Establish Rules To Compensate Pacific Coast Groundfish Fishermen for Assistance in Resources Assessments ...	0648-AK86
862	Atlantic Bluefin Tuna Annual Quota Specifications and Effort Controls	0648-AK87
863	Research and Monitoring Plan To Support the Conservation and Management of Highly Migratory Species	0648-AK92
864	Interim Final Rule to Adjust the Gulf of Mexico Red Snapper TAC and Associated Management Measures in the Fishery Management Plan for the Reef Fish Resources of the Gulf of Mexico	0648-AK98
865	Interim Final Rule to Expand the Oculina HAPC by an Additional 2 Miles on All Sides to Include Existing HAPC Restrictions in the Snapper-Grouper Fishery of the South Atlantic Region	0648-AK99
866	IFR To Implement March-April Bag Limit and Commercial Catch Restrictions for Red Porgy, Gag, Black Grouper, and Greater Amberjack for the Snapper-Grouper-Fishery of the S. Atlantic	0648-AL01
867	Interim Final Rule To Adjust the Gulf of Mexico Red Snapper Total Allowable Catch and Associated Management Measures	0648-AL03
868	Compensation of Private Vessels for Their Conduct of Resource Assessments Through Exempted Fishing	0648-AL04
869	1998 Aboriginal Subsistence Whaling Quotas for Members of the Alaska Whaling Commission and the Makah Indian Tribe	0648-AL11
870	Final Rule To Implement Measures Contained in Framework Adjustment Number 10 to the Atlantic Sea Scallop FMP	0648-AL17
871	Atlantic Swordfish Fishery; South Atlantic Quotas; Quota Adjustment Procedures	0648-AL24
872	Halibut and Sablefish Quota-Share Loan Program	0648-AL25
873	Establishment of Bank/Area-Specific Harvest Guidelines for the 1998 Northwestern Hawaiian Islands Lobster Fishery	0648-AL33

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National Oceanic and Atmospheric Administration—Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
874	Final Rule for the Loligo Squid/Butterfish, Scup, Black Sea Bass, and Lilex Squid Fisheries; Moratorium Vessel Permit Eligibility	0648-AL34
875	Final Rule to the Fishery Management Plan To Modify the Regulations Implementing the Northeast Multispecies Fishery Management Plan	0648-AL37
876	Atlantic Tuna Fishery; Atlantic Bluefin Tuna	0648-AL39
877	Foreign Nations' Marine Mammal Program Amendments	0648-AG05
878	Taking and Importing of Marine Mammals; Taking of Marine Mammals Under the ATA Permit After February 28, 1994	0648-AG36
879	Allowance of Small-Scale Non-Intrusive Jade Collecting in Monterey Bay National Marine Sanctuary	0648-AI06
880	National Estuarine Research Reserve Regulations—Clarification of Assistance	0648-AL16
881	NOAA Climate and Global Change Program—Proposal Submission Guidelines	0648-AG51
882	Policies and Procedures Regarding Use of the NOAA-Based Data Collection Systems	0648-AK04

National Telecommunications and Information Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
883	Improvement of Technical Management of Internet Names and Addresses	0660-AA11

National Telecommunications and Information Administration—Completed Actions

Sequence Number	Title	Regulation Identifier Number
884	Elements of Effective Self Regulation and Other Questions Related to Privacy	0660-AA13

Patent and Trademark Office—Prerule Stage

Sequence Number	Title	Regulation Identifier Number
885	Changes To Implement the Patent Business Goals	0651-AA98

Patent and Trademark Office—Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
886	Changes To Implement the Standard Format for Patent Applications	0651-AA99

Patent and Trademark Office—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
887	Miscellaneous Changes to Trademark Trial and Appeal Board Rules	0651-AA87
888	Revision of Patent and Trademark Fees for Fiscal Year 2000	0651-AB01

DOC

Patent and Trademark Office—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
889	Patent Application Electronic Submission Rules	0651-AA50
890	Changes To Implement 18-Month Publication of Patent Applications	0651-AA75
891	Rules of Practice in Patent Cases; Reexamination Proceedings	0651-AA79
892	Limitations in Patent Claims	0651-AA91
893	Requirements for Registration To Practice Before the PTO in Patent Cases	0651-AA93
894	Technical Requirements for Registration To Practice Before the PTO in Patent Cases	0651-AA95
895	Trademark Law Treaty Rules Changes	0651-AB00

Patent and Trademark Office—Completed Actions

Sequence Number	Title	Regulation Identifier Number
896	Changes Implementing International Acceptable Nucleotide and/or Amino Acid Sequence Listings	0651-AA88
897	1998 Changes to Patent Practice and Procedure	0651-AA94
898	Revision of Patent and Trademark Fees for Fiscal Year 1999	0651-AA96
899	Changes to Continued Prosecution Application Practices	0651-AA97

Technology Administration—Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
900	Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts, and Cooperative Agreements	0692-AA14
901	Acquisition and Protection of Foreign Rights in Inventions	0692-AA15

Technology Administration—Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
902	Promotion of Private Sector Industrial Technology Partnerships	0692-AA13
903	Licensing of Government-Owned Inventions	0692-AA17

DEPARTMENT OF COMMERCE (DOC)

Proposed Rule Stage

Office of the Secretary (OS)

560. NONDISCRIMINATION ON THE BASIS OF SEX IN EDUCATION PROGRAMS AND ACTIVITIES RECEIVING OR BENEFITING FROM FEDERAL FINANCIAL ASSISTANCE

Priority: Other Significant

Legal Authority: PL 92-318, sec 901 and 902

CFR Citation: 15 CFR 8a

Legal Deadline: None

Abstract: The Department of Commerce plans to join with the Department of Justice and other agencies in a

Governmentwide common rule to enforce title IX of the Education Amendments of 1972. The rule will provide guidelines for enforcing nondiscrimination on the basis of sex in education programs and activities receiving or benefiting from Federal financial assistance.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	
NPRM Comment Period End	02/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kimberly Walton, Acting Director, Office of Civil Rights, Department of Commerce, Office of the Secretary, Room 6010, Washington, DC 20230
Phone: 202 482-5691

RIN: 0690-AA28

DEPARTMENT OF COMMERCE (DOC)
Office of the Secretary (OS)
Long-Term Actions
561. STANDARDS OF ETHICAL CONDUCT—DEPARTMENT OF COMMERCE SUPPLEMENTAL REGULATIONS

Priority: Substantive, Nonsignificant
CFR Citation: Not yet determined

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Lucy Chang

Phone: 202 482-8041

RIN: 0690-AA23

DEPARTMENT OF COMMERCE (DOC)
Office of the Secretary (OS)
Completed Actions
562. • PROCEDURES FOR HANDLING AND SETTLEMENT OF CLAIMS UNDER FEDERAL TORT CLAIMS ACT

Priority: Substantive, Nonsignificant

Legal Authority: 28 USC 2672

CFR Citation: 15 CFR 2

Legal Deadline: None

Abstract: The Department of Commerce is amending its procedures for handling and settlement of claims under the

Federal Tort Claims Act. The amendments will bring the regulations into conformity with present practice and statutory and organizational changes that have taken place since the regulations were previously amended in 1983.

Timetable:

Action	Date	FR Cite
Final Action	06/02/98	63 FR 29945
Final Action Effective	06/02/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Donald Reed, Attorney Advisor, Department of Commerce, Office of the Secretary, Washington, DC 20230
 Phone: 202 482-1067

RIN: 0690-AA29

DEPARTMENT OF COMMERCE (DOC)
Bureau of Economic Analysis (BEA)
Proposed Rule Stage
563. CHANGE IN REPORTING REQUIREMENTS FOR BE-15, ANNUAL SURVEY OF FOREIGN DIRECT INVESTMENT IN THE UNITED STATES

Priority: Substantive, Nonsignificant

Legal Authority: 22 USC 3101 to 3108, Intl Investment & Trade in Svs Survey Act

CFR Citation: 15 CFR 806

Legal Deadline: None

Abstract: This action will amend existing rule 15 CFR 806.15 to bring reporting on the BE-15, Annual Survey of Foreign Direct Investment in the United States, into conformity with the proposed BE-12, Benchmark Survey of Foreign Direct Investment in the United States - 1997. The proposed changes will raise the threshold for reporting on the BE-15(LF) long form to \$100 million from \$50 million and on the BE-15(SF) short form to \$30 million from \$10 million.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	12/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: R. David Belli, Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, (BE-50), Washington, DC 20230
 Phone: 202 606-9800
 Fax: 202 606-5318
 Email: david.belli@bea.doc.gov

RIN: 0691-AA32

564. • BENCHMARK SURVEY OF FINANCIAL SERVICES TRANSACTIONS BETWEEN U.S. FINANCIAL SERVICES PROVIDERS AND UNAFFILIATED FOREIGN PERSONS—1999

Priority: Substantive, Nonsignificant

Legal Authority: 22 USC 3101 to 3108 Intl Investment & Trade in Svcs Survey Act

CFR Citation: 15 CFR 801

Legal Deadline: None

Abstract: This action will amend existing rule 15 CFR 801.11 to provide for the conduct of the BE-80, Benchmark Survey of Financial Services Transactions Between U.S. Financial Services Providers and

Unaffiliated Foreign Persons--1999, as required in the International Investment and Trade in Services Survey Act, 22 USC 3101 to 3108 (see especially section 4(b) of the Act). The existing rule covers a similar survey for 1994, which has been completed and which the new survey will update.

Timetable:

Action	Date	FR Cite
NPRM	06/00/99	
NPRM Comment Period End	08/00/99	
Final Action	10/00/99	
Final Action Effective	11/00/99	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: R. David Belli, Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, Washington, DC 20230
 Phone: 202 606-9800
 Fax: 202 606-5318

RIN: 0691-AA35

DOC—BEA

Proposed Rule Stage

565. • BENCHMARK SURVEY OF U.S. DIRECT INVESTMENT ABROAD—1999**Priority:** Substantive, Nonsignificant**Legal Authority:** 22 USC 3101 to 3108 Intl Investment and Trade Svcs Survey Act**CFR Citation:** 15 CFR 806**Legal Deadline:** None**Abstract:** This action will amend existing 15 CFR 806.16 to provide for the conduct of the BE-10, Benchmark Survey of U.S. Direct Investment Abroad--1999, as required in the

International Investment and Trade in Services Survey Act, 22 USC 3101 to 3108 (see especially section 4(b) of the Act). The existing rule covers a similar survey for 1994 which has been completed and which the new survey will update.

Timetable:

Action	Date	FR Cite
NPRM	09/00/99	
NPRM Comment	11/00/99	
Period End		
Final Action	12/00/99	
Final Action Effective	01/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** R. David Belli, Chief, International Investment Division, Department of Commerce, Bureau of Economic Analysis, Washington, DC 20230

Phone: 202 606-9800

Fax: 202 606-5318

Email: david.belli@bea.doc.gov

RIN: 0691-AA36**DEPARTMENT OF COMMERCE (DOC)
Bureau of Economic Analysis (BEA)****Completed Actions****566. DIRECT INVESTMENT SURVEYS: RAISING EXEMPTION LEVEL FOR TWO SURVEYS OF FOREIGN DIRECT INVESTMENT IN THE UNITED STATES****Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 806**Completed:**

Reason	Date	FR Cite
Final Action	04/07/98	63 FR 16890
Final Action Effective	05/07/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** R. David Belli

Phone: 202 606-9800

Fax: 202 606-5318

RIN: 0691-AA31**DEPARTMENT OF COMMERCE (DOC)
Bureau of the Census (CENSUS)****Proposed Rule Stage****567. CHANGES TO THE FOREIGN TRADE STATISTICAL REGULATIONS TO INCLUDE PROVISIONS AND REQUIREMENTS FOR THE ELECTRONIC REPORTING OF EXPORT DATA VIA THE AUTOMATED EXPORT SYSTEM (AES)****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 13 USC 301 to 307**CFR Citation:** 15 CFR 30.60**Legal Deadline:** None**Abstract:** The Census Bureau is amending the Foreign Trade Statistics Regulations (FTSR) to incorporate provisions and requirements for the electronic reporting of export data via the Automated Export System (AES) and to conform changes and requirements with U.S. Customs Service regulations implementing and supporting operation of the AES. The AES will provide the trade community with a single automated system through

which they can provide the export information required by the U.S. Government.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment	12/00/98	
Period End		

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Frank Korpusik, Regulations Staff, Foreign Trade Division, Department of Commerce, Bureau of the Census, FB-3, Room 3148, Washington, DC 20233

Phone: 301 457-2238

Fax: 301 457-3765

RIN: 0607-AA19**568. CHANGES TO THE FOREIGN TRADE STATISTICAL REGULATIONS (FTSR) TO CLARIFY THE DEFINITION OF EXPORTER****Priority:** Substantive, Nonsignificant**Legal Authority:** 13 USC 301 to 307**CFR Citation:** 15 CFR 30.4; 15 CFR 30.7**Legal Deadline:** None**Abstract:** The Census Bureau proposes to amend the FTSR definition of exporter for purposes of clarifying responsibility to report trade information. The FTSR also will be amended to reinforce the requirement for filing a power of attorney when an agent acts for an exporter specifying the essential provisions to be included with additional requirements if the exporter does not have a permanent U.S. residence.**Timetable:**

Action	Date	FR Cite
NPRM	08/06/98	63 FR 41979
NPRM Comment	10/05/98	
Period End		
Final Action	11/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Frank Korpusik, Regulations Staff, Foreign Trade Division, Department of Commerce,

DOC—CENSUS

Proposed Rule Stage

Bureau of the Census, FB3, Room 3148,
Washington, DC 20233
Phone: 301 457-2238
Fax: 301 457-3765
RIN: 0607-AA20

569. SPECIAL SERVICES AND STUDIES BY THE BUREAU OF THE CENSUS; GENERAL

Priority: Info./Admin./Other

Legal Authority: 15 USC 1526; 13 USC 8

CFR Citation: 15 CFR 50.1(d)

Legal Deadline: None

Abstract: Chapter 1, part 50.1(d) should be amended to read as follows: If a search is unsuccessful and additional information for a further search is requested by the Bureau, such information must be received within 90 days of the request or the case will be considered closed. Additional information received after 90 days must be accompanied by a new fee and will be considered a new request.

Timetable:

Action	Date	FR Cite
NPRM	05/00/99	
NPRM Comment Period End	06/00/99	
Final Action	07/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Stanley M. Domzalski, Assistant Chief (Services), National Processing Center, Department of Commerce, Bureau of the Census, 1201 East 10th Street, Jeffersonville, IN 47132
Phone: 812 218-3579
Fax: 812 218-3293
RIN: 0607-AA24

570. FURNISHING PERSONAL CENSUS DATA FROM CENSUS OF POPULATION SCHEDULES; GENERAL REQUIREMENTS

Priority: Info./Admin./Other

Legal Authority: 13 USC 8

CFR Citation: 15 CFR 80.1(c)

Legal Deadline: None

Abstract: Chapter 1, part 80.1(c): Change the address from Pittsburg, Kansas 66762 to Jeffersonville, Indiana 47131.

Timetable:

Action	Date	FR Cite
NPRM	05/00/99	
NPRM Comment Period End	06/00/99	
Final Action	07/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Stanley M. Domzalski, Assistant Chief (Services), National Processing Center, Department of Commerce, Bureau of the Census, 1201 East 10th Street, Jeffersonville, IN 47132
Phone: 812 218-3579
Fax: 812 218-3293
RIN: 0607-AA25

571. FURNISHING PERSONAL CENSUS DATA FROM CENSUS OF POPULATION SCHEDULES; GENERAL REQUIREMENTS

Priority: Info./Admin./Other

Legal Authority: 13 USC 8

CFR Citation: 15 CFR 80.1(g)

Legal Deadline: None

Abstract: Chapter 1, part 80.1(g): The language may be clarified by changing it to read: Census information will not be furnished to another person unless the person to whom the information relates authorizes such release in the space provided on the Form BC-600.

Timetable:

Action	Date	FR Cite
NPRM	05/00/99	
NPRM Comment Period End	06/00/99	
Final Action	07/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Stanley M. Domzalski, Assistant Chief (Services), National Processing Center, Department of Commerce, Bureau of the Census, 1201 East 10th Street, Jeffersonville, IN 47132
Phone: 812 218-3579
Fax: 812 218-3293
RIN: 0607-AA26

572. SPECIAL SERVICES AND STUDIES BY THE BUREAU OF THE CENSUS; FEE STRUCTURE FOR AGE SEARCH AND CITIZENSHIP INFORMATION

Priority: Info./Admin./Other

Legal Authority: 15 USC 1526; 13 USC 8

CFR Citation: 15 CFR 50.5

Legal Deadline: None

Abstract: Chapter 1, part 50.5: the note following the chart of the fee structure can be eliminated since we have not had a fee increase since February 1993.

Timetable:

Action	Date	FR Cite
NPRM	05/00/99	
NPRM Comment Period End	06/00/99	
Final Action	07/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Stanley M. Domzalski, Assistant Chief (Services), National Processing Center, Department of Commerce, Bureau of the Census, 1201 East 10th Street, Jeffersonville, IN 47132
Phone: 812 218-3579
Fax: 812 218-3293
RIN: 0607-AA27

DEPARTMENT OF COMMERCE (DOC)
Bureau of the Census (CENSUS)

Final Rule Stage

573. • REPORTING VALUE ON SHIPPER'S EXPORT DECLARATION FOR INLAND FREIGHT AND INSURANCE CHARGES**Priority:** Substantive, Nonsignificant**Legal Authority:** 13 USC 301 and 302**CFR Citation:** 15 CFR 30.7(q)**Legal Deadline:** None

Abstract: The Bureau of the Census is amending the Foreign Trade Statistics Regulations to clarify the provisions for reporting the value of merchandise on the Shipper's Export Declaration (SED) when the inland and freight and insurance charges are not known. Current provisions define the value to be reported on the SED as the value at the U.S. port of export including inland freight and insurance charges. In situations where inland freight and insurance charges are not known the Census Bureaus will require that the exporter add 3 percent of the value of the commodity to the value to determine the total value to be reported on the SED.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Frank Korpusik, Regulations Staff, Foreign Trade Division, Department of Commerce, Bureau of the Census, FB-3, Room 3148, Washington, DC 20233
Phone: 301 457-2238

Fax: 301 457-3765

RIN: 0607-AA29

574. • REPORTING THE VALUE OF REPAIRS AND REPLACEMENT PARTS ON THE SHIPPER'S EXPORT DECLARATION**Priority:** Substantive, Nonsignificant**Legal Authority:** 13 USC 301 and 302**CFR Citation:** 15 CFR 30.30(c)**Legal Deadline:** None

Abstract: The Bureau of the Census is amending the Foreign Trade Statistics Regulations to clarify provisions for reporting the value of exports that were previously imported for repairs or alterations, and the value of replacement parts. This amendment will clarify provisions for reporting the cost of repairs and/or alterations and reporting the value of replacement parts on the Shipper's Export Declaration.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Frank Korpusik, Regulations Staff, Foreign Trade Division, Department of Commerce, Bureau of the Census, FB-3, Room 3148, Washington, DC 20233
Phone: 301 457-2238
Fax: 301 457-3765

RIN: 0607-AA30

575. • NOTATION OF THE SHIPPER'S EXPORT DECLARATION FILING EXEMPTION STATEMENT ON MANIFEST DOCUMENTS**Priority:** Substantive, Nonsignificant**Legal Authority:** 13 USC 301 and 302**CFR Citation:** 15 CFR 30.50**Legal Deadline:** None

Abstract: The Bureau of the Census is amending the Foreign Trade Statistics Regulations (FTSR) to clarify provisions for notating the Shipper's Export Declaration (SED) filing exemption statement on the bill of lading, air waybill, or other loading document for carrier use, in all cases, when an SED is not required to be filed. This amendment will require the exporter to reference the specific FTSR section, explaining the exemption criteria, whenever an SED is not required to be filed with the statement "No SED Required, FTSR 30.XX" on the manifest document.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Frank Korpusik, Regulations Staff, Foreign Trade Division, Department of Commerce, Bureau of the Census, FB-3, Room 3148, Washington, DC 20233
Phone: 301 457-2238
Fax: 301 457-3765

RIN: 0607-AA31

DEPARTMENT OF COMMERCE (DOC)
Bureau of the Census (CENSUS)

Completed Actions

576. FOREIGN TRADE STATISTICS REGULATIONS; REPORTING THE VALUE OF FOREIGN MILITARY SALES SHIPMENTS**Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR subpart A, 30.7**Completed:**

Reason	Date	FR Cite
Final Action	08/03/98	63 FR 41186
Final Action Effective	09/01/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Frank Korpusik
Phone: 301 457-2238
Fax: 301 457-3765

RIN: 0607-AA22

577. • REVISION TO THE FOREIGN TRADE STATISTICS REGULATIONS; SHIPPER'S EXPORT DECLARATION REQUIREMENT FOR EXPORTS VALUED AT LESS THAN \$2500**Priority:** Substantive, Nonsignificant**Legal Authority:** 13 USC 301 and 302**CFR Citation:** 15 CFR 30.55(h)(1)**Legal Deadline:** None

Abstract: To further the Bureau of the Census efforts in harmonizing the Foreign Trade Statistics Regulations (FTSR) with the Bureau of Export Administration Regulations (FAR), this rule amends the FTSR by revising the Shipper's Export Declaration (SED) provisions to expand the country scope of the \$2500 exemption for filing an SED with the Bureau of the Census.

DOC—CENSUS

Completed Actions

Timetable:

Action	Date	FR Cite
Final Action	08/27/98	63 FR 45697
Final Action Effective	08/27/98	

Regulatory Flexibility Analysis
Required: No

Government Levels Affected: Federal

Agency Contact: Frank Korpusik,
Regulations Staff, Foreign Trade

Division, Department of Commerce,
Bureau of the Census, FB-3, Room
3148, Washington, DC 20233
Phone: 301 457-2238
Fax: 301 457-3765
RIN: 0607-AA28

DEPARTMENT OF COMMERCE (DOC)

Final Rule Stage

Economic Development Administration (EDA)

578. REGULATIONS TO IMPLEMENT
THE ECONOMIC DEVELOPMENT
ADMINISTRATION REFORM ACT OF
1998

Priority: Other Significant

Reinventing Government: This
rulemaking is part of the Reinventing
Government effort. It will revise text in
the CFR to reduce burden or
duplication, or streamline
requirements.

Legal Authority: 42 USC 3121 et seq

CFR Citation: 13 CFR 300 to 318

Legal Deadline: None

Abstract: EDA will implement the
requirements of the Economic
Development Administration Reform
Act of 1998 establishing criteria and
procedures for the award of grants
under the legislation, a comprehensive
revision of the Public Works and
Economic Development Act of 1965.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/00/99	

Regulatory Flexibility Analysis
Required: NoGovernment Levels Affected: State,
Local, Tribal

Sectors Affected: Multiple

Agency Contact: Edward M. Levin,
Chief Counsel, Department of
Commerce, Economic Development
Administration, 14th Street and
Constitution Avenue NW., Washington,
DC 20230

Phone: 202 482-4687

Fax: 202 482-5671

Email: elevin@doc.gov

RIN: 0610-AA56

Department of Justice regulations (28
CFR 42.404), all agencies with title VI
responsibilities (title VI of the Civil
Rights Act of 1964, as amended) must
have civil rights guidelines. EDA
developed its original guidelines in
April 1979. Since that time, minor
revisions were made and now EDA is
updating and streamlining its
guidelines to provide current civil
rights requirements for its programs.

Timetable:

Action	Date	FR Cite
Final Action	12/00/98	

Regulatory Flexibility Analysis
Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Frank J.
Monteferrante, Director, Compliance
Review Division, Department of
Commerce, Economic Development
Administration, Room H-7816,
Washington, DC 20230
Phone: 202 482-5575

RIN: 0610-AA59

579. • CIVIL RIGHTS GUIDELINES

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2000d et seq;
42 USC 3123; 29 USC 794; 42 USC
6101

CFR Citation: None

Legal Deadline: None

Abstract: The Economic Development
Administration is revising its civil
rights guidelines. In accordance with

DEPARTMENT OF COMMERCE (DOC)

Long-Term Actions

Economic Development Administration (EDA)

580. TRADE ACT—ADJUSTMENT
ASSISTANCE FOR COMMUNITIES

Priority: Substantive, Nonsignificant

CFR Citation: 13 CFR 315

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis
Required: NoGovernment Levels Affected: State,
Local, Tribal

Agency Contact: Edward M. Levin
Phone: 202 482-4687
Fax: 202 482-5671

RIN: 0610-AA57

DEPARTMENT OF COMMERCE (DOC)

Completed Actions

Economic Development Administration (EDA)

581. GENERAL REQUIREMENTS FOR
FINANCIAL ASSISTANCE—EXCESS
CAPACITY

Priority: Substantive, Nonsignificant

CFR Citation: 13 CFR 316

Completed:

Reason	Date	FR Cite
Withdrawn	10/20/98	

Regulatory Flexibility Analysis
Required: No

Government Levels Affected: None

Agency Contact: Edward M. Levin
Phone: 202 482-4687

DOC—EDA

Completed Actions

Fax: 202 482-5671
Email: elevin@doc.gov

RIN: 0610-AA55

582. SIMPLIFICATION AND STREAMLINING OF REGULATIONS OF THE ECONOMIC DEVELOPMENT ADMINISTRATION

Priority: Substantive, Nonsignificant

CFR Citation: Not yet determined

Completed:

Reason	Date	FR Cite
Withdrawn	10/20/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Edward M. Levin

Phone: 202 482-4687

Fax: 202 482-5671

Email: elevin@doc.gov

RIN: 0610-AA58

DEPARTMENT OF COMMERCE (DOC)

Final Rule Stage

General Administration (ADMIN)

583. UNIFORM ADMINISTRATIVE REQUIREMENT FOR GRANTS AND AGREEMENTS WITH INSTITUTIONS OF HIGHER EDUCATION, HOSPITALS, AND OTHER NONPROFITS AND COMMERCIAL ORGANIZATIONS

Priority: Other Significant

Legal Authority: 5 USC 301

CFR Citation: 15 CFR 14

Legal Deadline: None

Abstract: On November 29, 1993, Office of Management and Budget (OMB) Circular A-110, "Uniform Administrative Requirements for Grants and Agreements, with Institutions of Higher Education, Hospitals, and Other Non-Profit Organizations" was published in the Federal Register (58 FR 62992). In the published revised

circular, OMB specified as "required action" that Federal agencies responsible for awarding and administering grants and other agreements to recipients described therein, shall adopt the language of the Circular unless other provisions are required by Federal Statute or exceptions or deviations are approved by OMB. This interim final rule adopts the provisions of the Circular and its language to the maximum extent feasible with minor language changes made to make the language apply specifically to the DOC and its operating units.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/04/98	63 FR 47155

Action	Date	FR Cite
Interim Final Rule Effective	10/01/98	
Interim Final Rule Comment Period End	11/03/98	
Final Action	10/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: John J. Phelan III, Director, Office of Executive Assistance Management, Department of Commerce, Office of Administration, 14th Street & Constitution Avenue NW., Washington, DC 20230

Phone: 202 482-4115

RIN: 0605-AA09

DEPARTMENT OF COMMERCE (DOC)

Final Rule Stage

International Trade Administration (ITA)

584. ANTIDUMPING DUTIES; COUNTERVAILING DUTIES

Regulatory Plan: This entry is Seq. No. 15 in Part II of this issue of the **Federal Register**.

RIN: 0625-AA45

DEPARTMENT OF COMMERCE (DOC)

Long-Term Actions

International Trade Administration (ITA)

585. PROCEDURES FOR CONDUCTING FIVE-YEAR (SUNSET) REVIEWS OF ANTIDUMPING AND COUNTERVAILING DUTY ORDERS

Priority: Substantive, Nonsignificant

CFR Citation: 19 CFR 351

Timetable:

Action	Date	FR Cite
Interim Final Rule	03/20/98	63 FR 13516
Final Action	00/00/00	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Stacy Ettinger
Phone: 202 482-4618

RIN: 0625-AA51

DOC—ITA

Long-Term Actions

586. EXPORT TRADE CERTIFICATES OF REVIEW (15 CFR 325)**Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 325**Timetable:** Next Action Undetermined
Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Undetermined**Agency Contact:** Dr. Morton Schnabel
Phone: 202 482-5131
Fax: 202 482-1790**RIN:** 0625-AA52**DEPARTMENT OF COMMERCE (DOC)**
International Trade Administration (ITA)

Completed Actions

587. ANTIDUMPING AND COUNTERVAILING DUTY PROCEEDINGS; ADMINISTRATIVE PROTECTIVE ORDER PROCEDURES AND PROCEDURES FOR IMPOSING SANCTIONS FOR VIOLATION OF A PROTECTIVE ORDER**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 19 CFR 351; 19 CFR 354**Completed:**

Reason	Date	FR Cite
Final Action	05/04/98	63 FR 24391
Final Action Effective	06/03/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Joan MacKenzie
Phone: 202 482-1310
RIN: 0625-AA43**588. • LIMIT ON DUTY-FREE INSULAR WATCHES IN CALENDAR YEAR 1999****Priority:** Substantive, Nonsignificant**Legal Authority:** PL 94-241; PL 97-446; PL 103-465**CFR Citation:** 15 CFR 303**Legal Deadline:** None**Abstract:** This action amends the Department's ITA regulations governing duty-exemption allocations and duty-refund entitlements for watch producers in the United States' insular possessions (the Virgin Islands, Guam, and American Samoa) and the Northern Mariana Islands. The amendments would change the value limit for watches eligible for duty-exemption, update the creditable wage ceiling,

modify the new entrant invitation language, and establish the total quantity and respective territorial shares of insular watches and watch movements which would be allowed to enter the United States free of duty during calendar year 1999.

Timetable:

Action	Date	FR Cite
NPRM	07/28/98	63 FR 40230
NPRM Comment Period End	08/27/98	
Final Action	09/17/98	63 FR 49666

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Faye Robinson, Program Manager, Department of Commerce, International Trade Administration, Washington, DC 20230
Phone: 202 482-3526**RIN:** 0625-AA53**DEPARTMENT OF COMMERCE (DOC)**
Bureau of Export Administration (BXA)

Final Rule Stage

589. ADMINISTRATION OF STATE LOG EXPORTS BAN**Priority:** Other Significant**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 13, 1998 (63 FR 44121)**CFR Citation:** 15 CFR 700 to 799**Legal Deadline:** Final, Statutory, June 1, 1998.

Title 6 of the Department of the Interior and Related Agencies Appropriations Act of 1998 (PL 105-03)

Abstract: The rule will provide the Department of Commerce's regulations implementing the ban on the export of

unprocessed timber originating from non-Federal public lands in 17 western States, pursuant to the Forest Resource Conservation and Shortage Relief Act of 1990, as amended (FRCSRA). This rule defines the actions the Department will take to implement the State log export ban.

Timetable:

Action	Date	FR Cite
ANPRM	06/07/95	60 FR 30030
ANPRM Comment Period End	07/07/95	
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** State, Local**Agency Contact:** Bernard Kritzer, Manager, Short Supply Programs, Chemical/Biological Control, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-0894
Fax: 202 482-0751**RIN:** 0694-AB25**590. LICENSING OF, AND EXPANSION OF NATIONAL SECURITY AND FOREIGN POLICY CONTROLS ON, RECOVERABLE ENCRYPTION SOFTWARE****Priority:** Other Significant**Legal Authority:** 18 USC 2510 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC

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Final Rule Stage

2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: This rule will amend the Export Administration Regulations by imposing enhanced national security and foreign policy controls on certain recoverable encryption to supplement the national security controls on those items. This rule will also amend the EAR to exclude recoverable encryption software from the de minimis provisions for exports from abroad of foreign-origin software incorporating U.S.-origin software. In addition, this rule amends the Commerce Control List by adding ECCNs to control recoverable encryption software transferred from the U.S. Munitions List.

The December 13, 1996, and December 30, 1996, rules were inadvertently published with the RIN (regulatory identifier number) 0648-AB09.

Timetable:

Action	Date	FR Cite
Licensing of Key Escrow Encryption Equipment and Software	12/13/96	61 FR 65460
Encryption Items Transferred From the USMC to the CCL	12/30/96	61 FR 68572
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB47

591. REVISIONS TO EAR AS A RESULT OF THE ADDITION OF BRAZIL AND UKRAINE TO THE NUCLEAR SUPPLIERS GROUP

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2570 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 24091 et seq; 46 USC 466(c); EO 12924;

Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 700 to 799

Legal Deadline: None

Abstract: As a result of Brazil and Ukraine being admitted to the Nuclear Suppliers Group (NSG), this rule adds Brazil and Ukraine to Supplement Number 1 to part 740-, Country Group A, Column A:4 (Nuclear Suppliers) and removes Brazil and Ukraine from the Commerce Country Chart, NP Column 1 (Nuclear Nonproliferation). The subscribing governments have agreed to establish export licensing procedures for the transfer of items identified on the Annex to the "Nuclear-Related Dual-Use Equipment, Materials, and Related Technology List," which is published by the International Atomic Energy Agency and adhered to by the United States and other subscribing governments in the Nuclear Suppliers Group.

This action will lessen the administrative burden on U.S. Exporters by decreasing licensing requirements for exports of items controlled for nuclear nonproliferation reasons to Brazil and Ukraine.

Timetable:

Action	Date	FR Cite
Final Action	11/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB50

592. REVISIONS TO COMMERCE CONTROL LIST: ADDITION OF TECHNOLOGY AND SOFTWARE CONTROLS FOR CERTAIN CRIME CONTROL COMMODITIES

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2570 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 46 USC 466(c); EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 14 CFR 799

Legal Deadline: None

Abstract: The Bureau of Export Administration is amending the Commerce Control List (CCL) of the Export Administration Regulations (15 CFR parts 730 to 774) to add technology and software controls for certain crime control commodities.

Timetable:

Action	Date	FR Cite
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Sharron Cook, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB53

593. REVISIONS TO ANTITERRORISM CONTROLS

Priority: Other Significant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(e); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 730 to 799

Legal Deadline: None

Abstract: This rule will revise the antiterrorism provisions of the Export Administration Regulations (EAR). The rule will be published in two parts. The first part makes exports or certain reexports to entities named on the Office of Foreign Assets Control's list of Specially Designated Terrorists and Foreign Terrorist Organizations a violation of the EAR, and it is not significant. The second part of the rule, which is significant, prohibits exports of parts or components for the service or repair of civil aircraft owned or controlled by the military of a terrorist-supporting country and expands the list of items controlled for antiterrorism reasons on the Commerce Control List.

Timetable:

Action	Date	FR Cite
Interim Final Rule	11/00/98	

Regulatory Flexibility Analysis Required: No

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Government Levels Affected: None

Agency Contact: Hillary Hess, Director, Regulatory Policy Division, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB63

594. IMPLEMENTATION OF THE CHEMICAL WEAPONS CONVENTION; REVISIONS TO THE EXPORT ADMINISTRATION REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 730 to 774

Legal Deadline: None

Abstract: This rule implements the Chemical Weapons Convention (CWC) that affect exports and reexports subject to the jurisdiction of the Commerce Department by amending the Export Administration Regulations. Specifically, this rule modifies an existing License Exception to permit the export of technology to foreign nationals during inspections of chemical facilities in the U.S. pursuant to the CWC and to permit the export or reexport of equipment for use in inspections in countries party to the CWC, adds licensing requirements for certain chemicals listed in the CWC, adds a requirement for an End-Use Certificate for exports of certain chemicals to those countries that are not a party to the CWC, and adds a notification and annual report requirement.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB67

595. • EXPORTS OF FIREARMS, AMMUNITION, EXPLOSIVES, AND OTHER RELATED MATERIALS: IMPLEMENTATION OF FIREARMS CONVENTION

Priority: Other Significant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 730 to 774

Legal Deadline: None

Abstract: The Bureau of Export Administration (BXA) is revising the Export Administration Regulations (EAR) to implement the export control provisions of the Organization of American States (OAS) Model Regulations for the Control of the International Movement of Firearms, their Parts and Components and Ammunition. The OAS Model Regulations were promulgated based upon the Inter-American Convention Against the Illicit Manufacturing of and Trafficking in Firearms, Ammunition, Explosives, and Other Related Materials (Firearms Convention). Convention signatories agreed to effectively combat the illicit manufacturing of and trafficking in firearms, ammunition, explosives, and other related materials (collectively referred to as "firearms") because of the links such activities have to drug trafficking, terrorism, transnational organized crime, and mercenary and other criminal activities by imposing an export license and import certificate requirement for the import and export of firearms.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Agency Contact: Hillary Hess, Director, Regulatory Policy Division, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB68

596. • CLARIFICATION OF REPORTING REQUIREMENTS UNDER THE WASSENAAR ARRANGEMENT

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 730 to 774

Legal Deadline: None

Abstract: On January 15, 1998, the Bureau of Export Administration (BXA) published an interim final rule (63 FR 4252) implementing the Wassenaar Arrangement list of dual-use items and reporting requirements under the Wassenaar Arrangement. This rule provides clarification on the reporting requirements under the Wassenaar Arrangement.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Patricia Muldonian, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB72

597. • INDIA AND PAKISTAN SANCTIONS

Priority: Other Significant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 730 to 774

Legal Deadline: None

Abstract: On June 18, 1998, the Administration announced additional details of the sanctions imposed on India and Pakistan in response to their recent detonation of nuclear devices. The President had previously

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determined and reported to Congress, under the authority of section 102 of the Arms Export Control Act, that the Indian and Pakistani activities had violated the Act and sanctions were required.

Under the provisions of the Arms Export Control Act, the Department of Commerce's Bureau of Export Administration (BXA) is revising the Export Administration Regulations (EAR) to expand the license requirements and set forth licensing policy for exports and reexports of most items controlled for nuclear nonproliferation and missile technology to India and Pakistan. Under the provisions of the Export Administration Act (EAA), BXA is revising the EAR to expand the license requirements and set forth licensing policy for exports and reexports of high performance computers to India and Pakistan. In addition, Indian and Pakistani government entities involved in nuclear or missile activities will be added to the Entity List. Additional military and private entities located in India and Pakistan will be added to the Entity List in the near future.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Hillary Hess, Director, Regulatory Policy Division, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB73

598. • REVOCATIONS OF REEXPORT AUTHORIZATIONS ISSUED PRIOR TO JUNE 15, 1996

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 730 to 774

Legal Deadline: None

Abstract: The Bureau of Export Administration is amending the Export Administration Regulations by issuing General Order No. 1 revoking all reexport authorizations issued prior to June 15, 1996 that do not contain any license validity period.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Hillary Hess, Director, Regulatory Policy Division, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB74

599. • REVISIONS TO THE COMMERCE CONTROL LIST: CHANGES IN MISSILE TECHNOLOGY CONTROLS

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 730 to 774

Legal Deadline: None

Abstract: The Bureau of Export Administration (BXA) maintains the Commerce Control List (CCL), which identifies those items subject to Department of Commerce export controls. This rule amends the CCL by revising a number of items subject to control for missile technology reasons. These changes to the CCL are the result of the Missile Technology Control Regime (MTCR) Technical Experts Meeting in November 1997. The changes made by this rule are intended to conform the list of missile technology-related items controlled by the United States to the list agreed to and adopted by the countries participating in the MTCR.

Timetable:

Action	Date	FR Cite
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Patricia Muldonian, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB75

600. • REVISIONS TO THE EXPORT ADMINISTRATION REGULATIONS; COUNTRY GROUPS D:1 AND E:2; LICENSE EXCEPTION TMP

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 730 to 774

Legal Deadline: None

Abstract: The interim final rule amends the Export Administration Regulations (EAR) by revising Country Group E:1 to include all terrorist-supporting countries, and replacing references to Cuba, Iran, Iraq, Libya, North Korea, Sudan, and Syria with Country Group E:1 where appropriate. This rule also amends the EAR by removing restrictions on Country Group D:1 for General Prohibition Eight - Intransit Shipments and items to be unladen from vessels or aircraft, and License Exception TMP for tools of trade and exhibition and demonstration, clarifies the scope of License Exception TMP for encryption software, and provides a definition for "effective control" of tools of trade exported under License Exception TMP.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

DOC—BXA

Final Rule Stage

Fax: 202 482-3355

RIN: 0694-AB76

601. • REVISIONS AND CLARIFICATIONS TO THE EXPORT ADMINISTRATION REGULATIONS; COMMERCE CONTROL LIST**Priority:** Substantive, Nonsignificant**Legal Authority:** 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)**CFR Citation:** 15 CFR 730 to 744**Legal Deadline:** None

Abstract: On January 15, 1998, the Bureau of Export Administration (BXA) published an interim final rule (63 FR 2452) that implemented the Wassenaar Arrangement list of dual-use items and reporting requirements under the Wassenaar Arrangement. The interim final rule revised the Commerce Control List by making revisions to implement the Wassenaar Arrangement. This rule amends the Commerce Control List by making revisions and clarifications and, in some cases, inserts material inadvertently omitted from the January 15 interim.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Patricia Muldonian, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440

Fax: 202 482-3355

RIN: 0694-AB77

602. • EXPORTS OF HIGH PERFORMANCE COMPUTERS; REVISIONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)**CFR Citation:** 15 CFR 730 to 774**Legal Deadline:** None

Abstract: The Bureau of Export Administration is amending the Export Administration Regulations (EAR) by revising the requirements for exports of high-performance computers. This rule revises post-shipment verification reporting procedures originally implemented as a result of the National Defense Authorization Act (NDAA) for fiscal year 1998 (P.L. 105-85, 111 Stat. 1629).

Timetable:

Action	Date	FR Cite
Final Action	11/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Hillary Hess, Director, Regulatory Policy Division, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB78

603. • EXPORTS AND REEXPORTS OF EXPLOSIVE MATERIALS; REVISION OF FOREIGN POLICY CONTROLS**Priority:** Substantive, Nonsignificant**Legal Authority:** 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)**CFR Citation:** 15 CFR 730 to 774**Legal Deadline:** None

Abstract: This rule amends the Export Administration Regulations by imposing a new licensing requirement on the export and reexport of explosive material (not elsewhere controlled on the Commerce Control List), and products incorporating those materials as described by Export Control Classification Number 1C998 to Iran, Sudan, and Syria for antiterrorism reasons. License applications to Iran and Sudan will be subject to a general policy of denial in accordance with the comprehensive U.S. embargoes to those countries. License applications to Syria will be reviewed on a case-by-case basis, with a policy of denial to military end-uses and end-users.

Timetable:

Action	Date	FR Cite
Final Action	11/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Patricia Muldonian, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB79

**DEPARTMENT OF COMMERCE (DOC)
Bureau of Export Administration (BXA)**

Long-Term Actions

604. REVISION OF FOREIGN BOYCOTT PROVISIONS OF EXPORT ADMINISTRATION REGULATIONS**Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 760**Timetable:**

Action	Date	FR Cite
NPRM	09/26/89	54 FR 39415
NPRM Comment Period End	10/26/89	
Final Action	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Dexter M. Price
Phone: 202 482-5914
Fax: 202 482-0913

RIN: 0694-AA11

DOC—BXA

Long-Term Actions

605. TRANSFER OF DUAL-USE ITEMS FROM U.S. MUNITIONS LIST TO THE COMMERCE CONTROL LIST**Priority:** Other Significant**CFR Citation:** 15 CFR 799.1**Timetable:**

Action	Date	FR Cite
Transfer of Communications Satellites	10/23/92	57 FR 48312
Navigation and Avionics	06/23/93	58 FR 34211
Final Rule: Transfer of Commercial Communication Satellites	09/08/93	58 FR 47322
Transfer of Items From the USMI to the CCL; Imposition of Certain Foreign Policy Controls	10/26/93	58 FR 57549
Satellite Fuel	09/29/97	62 FR 50865
Final Action	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: James A. Lewis
 Phone: 202 482-4196
 Fax: 202 482-4094
 Email: jlewis@bxa.doc.gov
RIN: 0694-AA52

606. IMPLEMENTATION OF CHEMICAL WEAPONS CONVENTION**Priority:** Substantive, Nonsignificant**CFR Citation:** Not yet determined**Timetable:**

Action	Date	FR Cite
ANPRM	12/23/94	59 FR 66291
ANPRM Comment Period End	01/23/95	
NPRM	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Nancy Crowe
 Phone: 202 482-2440
 Fax: 202 482-3355

RIN: 0694-AB06**607. TRANSFER OF CERTAIN REMOTE SENSING SATELLITES FROM THE U.S. MUNITIONS LIST TO THE CCL****Priority:** Other Significant**CFR Citation:** 15 CFR 700 to 799**Timetable:**

Action	Date	FR Cite
Interim Final Rule	10/21/96	61 FR 54540
Final Action	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: James A. Lewis
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RIN: 0694-AB09

608. CLARIFICATION OF ENHANCED PROLIFERATION CONTROL INITIATIVE (EPCI) "CATCH-ALL" PROVISION AND VALIDATED LICENSE REQUIREMENTS**Priority:** Other Significant**CFR Citation:** 15 CFR 700 to 799**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Hillary Hess
 Phone: 202 482-2440
 Fax: 202 482-3355

RIN: 0694-AB10**609. LIBYA: EXPANSION OF FOREIGN POLICY CONTROLS****Priority:** Other Significant**CFR Citation:** 15 CFR 700 to 799**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Sharron Cook
 Phone: 202 482-2440
 Fax: 202 482-3355

RIN: 0694-AB28**610. CHANGE THE COMMERCE CONTROL LIST TO REVISE CONTROLS ON COMMUNICATION INTERCEPTING DEVICES (EXPORT COMMERCE CONTROL NUMBER ECCN 5A980)****Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 700 to 799**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: James A. Lewis
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RIN: 0694-AB41

611. CLARIFICATION OF LICENSE EXCEPTION GFT (HUMANITARIAN DONATIONS)**Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 740**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Hillary Hess
 Phone: 202 482-2440
 Fax: 202 482-3355

RIN: 0694-AB49**612. EXPORTS OF TECHNOLOGY AND SOFTWARE; RELEASE OF TECHNOLOGY OR SOURCE CODE TO FOREIGN NATIONALS IN THE UNITED STATES****Priority:** Other Significant**CFR Citation:** 15 CFR 730 to 799**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Hillary Hess
 Phone: 202 482-2440
 Fax: 202 482-3355

RIN: 0694-AB59**613. REVISIONS TO THE EXPORT ADMINISTRATION REGULATIONS; ADDITIONS TO THE ENTITY LIST****Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 744

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Long-Term Actions

Timetable:

Action	Date	FR Cite
Addition to Entity List	05/16/97	62 FR 26922
Addition to Entity List	06/30/97	62 FR 35334
Addition to Entity List	06/30/97	62 FR 35335
Revision to Entity List	10/01/97	62 FR 51369
Addition to Entity List Russian Entities	07/29/98	63 FR 40363
Final Action	00/00/00	

Regulatory Flexibility Analysis
Required: No

Government Levels Affected: None

Agency Contact: Sharron Cook
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB60

614. DE MINIMIS EXCLUSION FOR TECHNOLOGY AND SOFTWARE

Priority: Substantive, Nonsignificant
CFR Citation: 15 CFR 730 to 799

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Regulatory Flexibility Analysis
Required: No

Government Levels Affected: None

Agency Contact: Nancy Crowe
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RIN: 0694-AB62

DEPARTMENT OF COMMERCE (DOC) Bureau of Export Administration (BXA)

Completed Actions

615. DEFENSE PRIORITIES AND ALLOCATIONS SYSTEM (DPAS)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 15 CFR 700

Completed:

Reason	Date	FR Cite
Final Action	05/11/98	63 FR 31918
Final Action Effective	07/13/98	

Regulatory Flexibility Analysis
Required: No

Government Levels Affected: None

Agency Contact: Richard V. Meyers
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Email: rmeyers@bxa.doc.gov

RIN: 0694-AA02

616. REVISION TO ECCN 1C350 (MIXTURES): REMOVAL OF SOLVENT FREE BASIS CALCULATION REQUIREMENT AND TRACE QUANTITY EXEMPTION

Priority: Substantive, Nonsignificant

CFR Citation: 15 CFR 730 to 774

Completed:

Reason	Date	FR Cite
Final Action	03/24/98	63 FR 14028

Regulatory Flexibility Analysis
Required: No

Government Levels Affected: None

Agency Contact: Sharron Cook
Phone: 202 482-2440

Fax: 202 482-3355

RIN: 0694-AB66

617. • EXPORTS TO FEDERAL REPUBLIC OF YUGOSLAVIA (SERBIA AND MONTENEGRO); IMPOSITION OF FOREIGN POLICY CONTROLS

Priority: Other Significant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 730 to 774

Legal Deadline: None

Abstract: Reacting to the use of excessive force by Serbian police forces against civilians in Kosovo, as well as acts of violence by the Kosovan Albanian extremists, and fulfilling United States obligations to implement an international arms embargo mandated by the United Nations Security Council, the United States has banned the sale and supply of arms and related material of all types to the Federal Republic of Yugoslavia (Serbia and Montenegro). To supplement the State Department controls on items on the U.S. Munitions List, the Bureau of Export Administration is designating certain items on the Commercial Control List that are subject to the arms embargo and establishing a policy of denial to the Federal Republic of Yugoslavia (Serbia and Montenegro) on such items. No embargoed items may be exported to the Federal Republic of Yugoslavia (Serbia and Montenegro) under any License Exception, including shipments of limited value (LVS).

Timetable:

Action	Date	FR Cite
Final Action	07/14/98	63 FR 37767

Regulatory Flexibility Analysis
Required: No

Government Levels Affected: None

Agency Contact: Patricia Muldonian, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB69

618. • REVISIONS TO THE EAR CONFIRMING REVISION TO THE WASSENAAR ARRANGEMENT LIST DUAL-USE ITEMS AND ANTITERRORISM CONTROLS

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1710 et seq; 22 USC 3201 et seq; 42 USC 2139(c); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 730 to 774

Legal Deadline: None

Abstract: On January 15, 1998, the Bureau of Export Administration published an interim final rule (63 FR 2452) implementing the Wassenaar Arrangement List of Dual-Use Items. Implementation of the Wassenaar List resulted in a number of changes to the Commerce Control List (CCL). The major changes involved the removal of national security controls on certain items, while maintaining controls on these items for antiterrorism reasons.

DOC—BXA

Completed Actions

Consistent with this revision, various antiterrorism Export Control Classification Numbers (ECCNs) were enlarged to accommodate the items removed from national security controls. An easy-to-follow pattern was developed to track the movement of these items. Items formerly classified as XX001 now default to an XX991 entry. In addition, the January 15 rule moved items from one ECCN into another or merged two or more ECCNs together. This was done to simplify the CCL and place together items that fall within the same general category. For example, ECCN 9A992 (off-highway tractors) was merged with ECCN 9A993 (on-highway tractors) to form part of a new ECCN 9A990 that also includes diesel engines.

This rule amends the Export Administration Regulations (EAR) by making the necessary conforming revision throughout the text of the EAR, consistent with the January 15 revisions to the CCL.

Timetable:

Action	Date	FR Cite
Final Action	08/07/98	63 FR 42225

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Patricia Muldonian, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
Phone: 202 482-2440
Fax: 202 482-3355

RIN: 0694-AB70

619. • SHIPPER'S EXPORT DECLARATION REQUIREMENTS FOR EXPORTS VALUED LESS THAN \$2500

Priority: Substantive, Nonsignificant

Legal Authority: 18 USC 2501 et seq; 30 USC 185; 42 USC 6212; 10 USC 7429; 10 USC 7430(c); 50 USC 1701 et seq; 22 USC 3201 et seq; 42 USC 2139(a); 43 USC 1354; 50 USC app 2401 et seq; 40 USC 466(c); EO 11912; EO 12924; Notice of August 13, 1998 (63 FR 44121)

CFR Citation: 15 CFR 730 to 774

Legal Deadline: None

Abstract: To further the Bureau of Export Administration's efforts in

harmonizing the Export Administration Regulations (EAR) with the Bureau of the Census Foreign Trade Statistics Regulations, this final rule amends the EAR by revising the Shipper's Export Declaration (SED) provisions to expand the country scope of the \$2500 exemption for filing an SED with the Bureau of the Census. This final rule also clarifies that the Harmonized Tariff Schedule number may be used in lieu of the Schedule B number on the SED.

Timetable:

Action	Date	FR Cite
Final Action	08/27/98	63 FR 45698
Final Action Effective	08/27/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Nancy Crowe, Policy Analyst, Department of Commerce, Bureau of Export Administration, Washington, DC 20230
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RIN: 0694-AB71

DEPARTMENT OF COMMERCE (DOC)

Proposed Rule Stage

National Institute of Standards & Technology (NIST)

620. • AMENDMENTS TO ADVANCED TECHNOLOGY PROGRAM REGULATIONS

Priority: Other Significant

Legal Authority: 15 USC 278r

CFR Citation: 15 CFR 295

Legal Deadline: None

Abstract: The National Institute of Standards and Technology is amending the regulations which implement the Advanced Technology Program (ATP), found at part 295 of title 15 of the Code of Federal Regulations. Changes include modification of the ATP evaluation criteria and weights for project

selection and clarifications to other sections of the rule. These changes strengthen the fundamental mission of the ATP: for Government to work in partnership with industry to foster the development and broad dissemination of challenging, high-risk technologies that offer the potential for significant, broad-based economic benefits for the nation.

Timetable:

Action	Date	FR Cite
NPRM	09/25/98	63 FR 51307
NPRM Comment Period End	10/26/98	
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Barbara Lambis, Department of Commerce, National Institute of Standards & Technology, Room A333, Administration Building, Gaithersburg, MD 20899-0001
Phone: 301 975-4447

RIN: 0693-AB48

DEPARTMENT OF COMMERCE (DOC)

Final Rule Stage

National Institute of Standards & Technology (NIST)

621. • IMPLEMENTATION OF THE FASTENER QUALITY ACT

Priority: Substantive, Nonsignificant

Legal Authority: PL 104-113; PL 101-592, sec 13; PL 105-234

CFR Citation: 15 CFR 280

Legal Deadline: None

Abstract: The Fastener Quality Act (P.L. 101-592, as amended by P.L. 104-113 and P.L. 105-234) requires that

certain fasteners sold in commerce conform to the standards and specifications to which they are represented to be manufactured and have been inspected, tested, and

DOC—NIST

Final Rule Stage

certified. The final rule implementing the Fastener Quality Act (FQA) became effective on November 25, 1996, and was to apply to fasteners manufactured on or after May 27, 1997, the "implementation date." On April 18, 1997, NIST announced a one-year extension of the implementation date, because there was an insufficient number of laboratories accredited to perform the volume of inspection and testing required by the FQA and regulations. During the one-year extension, NIST published for public comment proposed amendments to the rule implementing the FQA. On April 14, 1998, based on the public comments received, NIST published amendments to the 1996 final rule,

effective May 14, 1998, with an implementation date of July 26, 1998. On June 30, 1998, NIST again determined that there would not be a sufficient number of laboratories accredited to perform the volume of inspection and testing required by the FQA, and extended the implementation date of the FQA until October 25, 1998. On August 24, 1998, P.L. 105-234 amended the FQA to exempt certain aircraft fasteners. The law also requires the Department of Commerce to submit a study on the FQA to Congress. P.L. 105-234 also delayed implementation of the FQA until the later of June 1, 1999, or 120 days after the Secretary of Commerce submits the required report.

Timetable:

Action	Date	FR Cite
Final Rule	06/30/98	63 FR 35507
Study	02/00/99	
Final Action	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Subhan G. Malghan, FQA Manager, Technology Services, Department of Commerce, National Institute of Standards & Technology, Building 820, Room 306, Gaithersburg, MD 20894
Phone: 301 995-5120

RIN: 0693-AB47

DEPARTMENT OF COMMERCE (DOC)

Long-Term Actions

National Institute of Standards & Technology (NIST)

622. NATIONAL TYPE EVALUATION PROGRAM**Priority:** Substantive, Nonsignificant**CFR Citation:** Not yet determined**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None**Agency Contact:** Tina Butcher
Phone: 301 975-2196**RIN:** 0693-AB45**623. NIST TRACEABLE REFERENCE MATERIALS PROGRAM****Priority:** Substantive, Nonsignificant**CFR Citation:** Not yet determined**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None

Agency Contact: Thomas E. Gills
Phone: 301 975-2016

RIN: 0693-AB46

DEPARTMENT OF COMMERCE (DOC)

Prerule Stage

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES SERVICE**624. • PACIFIC COAST GROUND FISH FISHERY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660**Legal Deadline:** None

Abstract: The Pacific Fishery Management Council (Council) plans to deliberate on Pacific coast groundfish allocation between limited entry gear groups, on allocation between recreational and commercial fisheries, and on further limiting access to certain

species of the limited entry groundfish fishery. In order to provide broad advanced notice of the proposals, and at the same time to discourage fishers from intensifying their fishing efforts for the purpose of amassing catch history, the Council announced on April 9, 1998 that its deliberations on future groundfish allocation may not consider catch landed after that date. If an allocation or additional limited access program is established, the Council is planning to primarily consider catch history through the 1997 fishing season.

Timetable:

Action	Date	FR Cite
ANPRM	10/06/98	63 FR 53636

Action	Date	FR Cite
ANPRM Comment Period End	11/05/98	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648-AL87

DEPARTMENT OF COMMERCE (DOC)
National Oceanic and Atmospheric Administration (NOAA)

Proposed Rule Stage

**NATIONAL MARINE FISHERIES
SERVICE**

**625. FISHERY MANAGEMENT PLAN
FOR TILEFISH**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: NPRM, Statutory.
Final, Statutory.

Final regulations to be published
within 30 days of end of NPRM
comment period.

Abstract: This FMP would manage
tilefish (*Lopholatilus chamaeleonticeps*)
in the EEZ along the Atlantic Coast
north of the Virginia/North Carolina
border to rebuild the stock.

Timetable:

Action	Date	FR Cite
NPRM	08/00/99	
NPRM Comment Period End	09/00/99	
Final Action	10/00/99	
Final Action Effective	11/00/99	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Jon Rittgers, Acting
Regional Administrator, Northeast
Region, NMFS, Department of
Commerce, National Oceanic and
Atmospheric Administration, One
Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9300
Fax: 978 281-9135

RIN: 0648-AF87

**626. AMENDMENT 1 TO THE FISHERY
MANAGEMENT PLAN FOR ATLANTIC
BILLFISH**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 644

Legal Deadline: Final, Statutory.
Final regulations to be published
within 30 days of end of NPRM
comment period.

Abstract: This plan amendment will
implement new requirements of the
Sustainable Fisheries Act including
stock rebuilding, designation of
essential fish habitat, and measures to
comply with new national standards.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
Final Action	09/00/99	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Gary C. Matlock,
Director, Office of Sustainable
Fisheries, Department of Commerce,
National Oceanic and Atmospheric
Administration, 1315 East-West
Highway, Silver Spring, MD 20910
Phone: 301 713-7334

RIN: 0648-AF88

**627. REGULATORY AMENDMENT FOR
MANAGING PELAGIC FISHERIES BY
U.S. VESSELS BEYOND EEZ
THROUGHOUT PACIFIC**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory.
Final regulations to be published
within 30 days of end of NPRM
comment period.

Abstract: This regulatory amendment
would extend permit, reporting, and
observer placement requirements on
longline vessels of the U.S. that are
fishing stocks in the management unit
for the Fishery Management Plan for
Pelagic Fisheries of the Western Pacific
Region beyond the exclusive economic
zone in the Pacific Ocean. The rule is
necessary for comprehensive
monitoring of all vessels fishing
common stocks and possibly affecting
the status of the shared stocks, other
fishery interests, or protected resources
so that the need for conservation and
management measures can be
determined.

Timetable:

Action	Date	FR Cite
NPRM	06/00/99	
NPRM Comment Period End	08/00/99	
Final Action	09/00/99	
Final Action Effective	10/00/99	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Dr. William T.
Hogarth, Regional Administrator,

Southwest Region, NMFS, Department
of Commerce, National Oceanic and
Atmospheric Administration, 501 West
Ocean Blvd., Suite 4200, Long Beach,
CA 90804-4213

Phone: 562 980-4001

RIN: 0648-AG85

**628. AMENDMENT 3 TO THE FISHERY
MANAGEMENT PLAN FOR THE REEF
FISH FISHERY OF PUERTO RICO AND
THE U.S. VIRGIN ISLANDS**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory.
Final regulations to be published
within 30 days of the end of the
comment period.

Abstract: Amendment 3 would restrict
the use of gillnets, fish traps, and other
gear in the exclusive economic zone of
the Caribbean.

Timetable:

Action	Date	FR Cite
NPRM	01/00/99	
NPRM Comment Period End	02/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Andrew J. Kemmerer,
Regional Administrator, Southeast
Region, NMFS, Department of
Commerce, National Oceanic and
Atmospheric Administration, 9721
Executive Center Drive N., St.
Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648-AG87

**629. AMENDMENT 1 TO THE FISHERY
MANAGEMENT PLAN FOR CORALS
AND REEF-ASSOCIATED PLANTS
AND INVERTEBRATES FOR PUERTO
RICO AND THE U.S. VIRGIN ISLANDS**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory.
Final regulations to be published
within 30 days of the end of the NPRM
comment period.

DOC—NOAA

Proposed Rule Stage

Abstract: Amendment 1 would establish marine conservation districts to conserve representative reef areas and fishery habitat in the exclusive economic zone of the Caribbean.

Timetable:

Action	Date	FR Cite
NPRM	01/00/99	
NPRM Comment Period End	02/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648-AG88

630. IMPLEMENT REGULATIONS UNDER ACFCMA TO PROVIDE FOR COORDINATED MANAGEMENT OF THE AMERICAN LOBSTER RESOURCE THROUGHOUT ITS RANGE, END OVERFISHING, AND REBUILD THE AMERICAN LOBSTER STOCK

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1851 et seq

CFR Citation: 50 CFR 697

Legal Deadline: Final, Statutory.

Abstract: Action proposes measures in Federal waters to complement regulations in Amendment 3 to the Interstate Fishery management Plan for American lobster under the authority of the Atlantic Coastal Fisheries Cooperative Management Act. Action proposes to transfer existing measures currently identified in the American Lobster Fishery Management Plan developed by the New England Fishery Management Council under the authority of the Magnuson-Stevens Act. In addition, this action proposes to address the Sustainable Fisheries Act requirements to end overfishing of American lobster by all methods of harvest in the EEZ.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Action	Date	FR Cite
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Additional Information: The measures previously contained in Amendment 7 are contained in this action. Amendment 7 to the Fishery Management Plan for American Lobster will contain measures for the vessel permit consistency amendment (0648-AL36).

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200

RIN: 0648-AH41

631. AMENDMENT 1 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC BLUEFISH

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This amendment would revise the management of the fishery and include measures which will be specified annually for commercial quotas and recreational possession limits for Atlantic Bluefish in the U.S. EEZ.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, NMFS, Department of

Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200

RIN: 0648-AH63

632. REGULATORY AMENDMENT TO ADJUST THE ANNUAL TOTAL ALLOWABLE CATCH FOR ROYAL RED SHRIMP IN THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This regulatory amendment, prepared under the framework rulemaking procedure of the Fishery Management Plan for the Shrimp Fishery of the Gulf of Mexico (FMP), would amend the regulations implementing the FMP to temporarily increase the total allowable catch (TAC) for royal red shrimp by 30 percent each year for two years, thereby increasing TAC from 392,000 pounds to 509,600 pounds.

Timetable:

Action	Date	FR Cite
NPRM	02/00/99	
NPRM Comment Period End	03/00/99	
Final Action	04/00/99	
Final Action Effective	05/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648-AI39

633. REGULATORY AMENDMENT TO REQUIRE ELECTRONIC SUBMISSION BY ALASKA GROUND FISH PROCESSORS OF WEEKLY PRODUCTION REPORTS AND CHECK IN/OUT REPORTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

DOC—NOAA

Proposed Rule Stage

CFR Citation: 50 CFR 679**Legal Deadline:** None

Abstract: Regulatory amendment to require electronic submission of catch and processing location reports by processors participating in the Alaska groundfish fisheries. The need for this action is to obtain more timely data on inseason fishing activities at less burden and cost to the industry and NMFS.

Timetable:

Action	Date	FR Cite
NPRM	09/00/99	
NPRM Comment Period End	10/00/99	
Final Action	12/00/99	
Final Action Effective	01/00/00	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AI66**634. AMENDMENT TO THE OBSERVER PROGRAM****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 679

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendments to FMP Amendment 47 to the Groundfish of the BSAI and FMP Amendment 47 to the Gulf of Alaska Groundfish to implement an observer program, replacing the interim Observer Program.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	
NPRM Comment Period End	02/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AI69**635. FISHERY MANAGEMENT PLAN FOR THE ATLANTIC HERRING FISHERY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This fishery management plan would supersede the preliminary management plan and regulate fishing activity in the EEZ.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200

RIN: 0648-AI78**636. FISHERY DATA REPORTING FOR WESTERN PACIFIC PELAGIC FISHERIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action will ensure collection and availability of data on catch, effort, and economic values

needed to develop, implement, evaluate, and modify pelagic fisheries management measures under the Magnuson-Stevens Fishery Conservation and Management Act. The regulations will require fishery participants to report to NMFS if existing State data systems are not providing data when, where, and in the format needed for management decisions.

Timetable:

Action	Date	FR Cite
NPRM	06/00/99	
NPRM Comment Period End	07/00/99	
Final Action	08/00/99	
Final Action Effective	09/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Boulevard, Suite 4200, Long Beach, CA 90802
Phone: 562 980-4001

RIN: 0648-AJ08**637. REGULATORY AMENDMENT TO EXTEND CALIFORNIA GILLNET REGULATIONS TO THE EEZ****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Potential extension to Federal waters of California regulations closing certain areas to use of set (gill) nets.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	12/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State, Federal

DOC—NOAA

Proposed Rule Stage

Agency Contact: William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN, C15700 Bldg. 1, Seattle, WA 48115-0070
Phone: 206 526-6150

RIN: 0648-AJ21

638. CONSOLIDATION OF THE RULES FOR SPINY LOBSTER FISHERY OF THE GULF OF MEXICO AND SOUTH ATLANTIC AND STONE CRAB FISHERY OF THE GULF OF MEXICO

Priority: Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will eliminate existing text in the CFR.

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: NMFS had proposed to withdraw the Fishery Management Plans for Spiny Lobster and Stone Crab (FMPs). The regulations implementing these FMPs were not included in the consolidated regulations for Fisheries of the Caribbean, Gulf, and South Atlantic at 50 CFR part 622. Recently, NMFS withdrew the proposed rules that would have withdrawn the FMPs. This final rule will incorporate the rules implementing these FMPs in the consolidated regulations without substantive change.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive, N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301
Fax: 727 570-5300

RIN: 0648-AJ28

639. AMENDMENT 7 TO THE FISHERY MANAGEMENT PLAN FOR THE ATLANTIC SEA SCALLOP FISHERY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action would amend the Atlantic Sea Scallop Fishery Management Plan to comply with the Sustainable Fisheries Act overfishing definition requirements. This amendment will also include financial mechanisms to allow the possibility of a days-at-sea leasing program in the future and for closed area management.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Additional Information: Duplicate RIN for the same action - RIN 0648-AJ36 is being processed under this RIN (RIN 0648-AJ33).

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200

RIN: 0648-AJ33

640. IMPLEMENTATION OF A FISHERY MANAGEMENT PLAN FOR MONKFISH

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Action to implement management measures for monkfish in the EEZ.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200

RIN: 0648-AJ44

641. BSA/GOA/KTC/SCALLOP/SALMON FMP AMENDMENTS 56/56/7/6/6 OVERFISHING DEFINITIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Repeal/replace bycatch, recreational, charter and commercial fishing, discards, fishing communities, IFQ, optimum yield, and vessel definitions in FMP regulations.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	12/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AJ50

DOC—NOAA

Proposed Rule Stage

642. REGULATORY AMENDMENT TO ESTABLISH A PROGRAM FOR THE COLLECTION AND USE OF FEES IN THE INDIVIDUAL FISHING QUOTA PROGRAM**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 679**Legal Deadline:** Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.**Abstract:** This regulatory amendment would establish a program for the collection and use, including the procedures, of fees in the Individual Fishing Quota (IFQ) Program. The collection of fees would recover the costs of managing and enforcing IFQ program.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/98	
NPRM Comment Period End	01/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228**RIN:** 0648-AJ52**643. IMPLEMENTATION OF PACIFIC INSULAR AREA FISHING AGREEMENT PROVISIONS OF THE MAGNUSON-STEVENSON ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660**Legal Deadline:** Final, Statutory.**Abstract:** This rule would implement provisions of the Sustainable Fisheries Act that authorizes the Secretary of State to negotiate Pacific Insular Areas Fishing Agreements (PIAFAs) under which foreign vessels could have access to portions of the U.S. exclusive economic zone around insular "States" such as Guam, American Samoa, and

the Commonwealth of the Northern Mariana Islands, or around U.S. Possessions in the Pacific. Fees paid to the U.S. for such access would revert to the government of the insular area around which the fishing occurred. PIAFAs could only be entered into with the agreement of the Governor of the relevant insular area. Conservation plans, which must be prepared in consultation with the Western Pacific Fishery Management Council and must be consistent with relevant fishery management plans, would specify such things as allowable levels of fishing and activities for which funds collected would be spent. Foreign fishing permits would specify conditions and restrictions governing foreign vessel activities. The rule would revise the foreign fishing regulations at 50 CFR part 600 to allow fishing under a PIAFA and might also establish terms and conditions common to fishing under PIAFAs.

Timetable:

Action	Date	FR Cite
NPRM	03/00/99	
NPRM Comment Period End	05/00/99	
Final Action	06/00/99	
Final Action Effective	08/00/99	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** State**Agency Contact:** Dr. William T. Hogarth, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 562 980-4001**RIN:** 0648-AJ60**644. ATLANTIC TUNA FISHERIES; REGULATORY ADJUSTMENTS****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 971 et seq; 16 USC 1801 et seq**CFR Citation:** 50 CFR 285**Legal Deadline:** None**Abstract:** This action will implement the ICCAT recommendation to reduce dead discards of Atlantic Bluefin Tuna.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334**RIN:** 0648-AJ66**645. FISHERY MANAGEMENT PLAN FOR ATLANTIC HIGHLY MIGRATORY SPECIES****Priority:** Other Significant. Major status under 5 USC 801 is undetermined.**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 971 et seq; 16 USC 1801 et seq**CFR Citation:** 50 CFR 630**Legal Deadline:** None**Abstract:** This action will implement a new Fishery Management Plan for Atlantic Tuna, sharks, and swordfish and will incorporate new standards and requirements of the Magnuson-Stevens Fishery Conservation and Management Act.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334**RIN:** 0648-AJ67

DOC—NOAA

Proposed Rule Stage

646. ATLANTIC HIGHLY MIGRATORY SPECIES; MEASURES TO MANAGE THE DRIFT GILLNET SECTION OF THE ATLANTIC SWORDFISH FISHERY

Priority: Substantive, Nonsignificant.
Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 630

Legal Deadline: None

Abstract: Regulations to implement the Atlantic Offshore Cetaceans Take Reduction Plan and other alternatives will be considered for management of the drift gillnet sector of the Atlantic swordfish fishery.

Timetable:

Action	Date	FR Cite
NPRM	10/20/98	63 FR 55998
NPRM Comment Period End	12/14/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AJ68

647. PROPOSED RULE TO IMPLEMENT PROCEDURES FOR ISSUANCE OF PERMITS UNDER SECTION 204(D) OF THE MAGNUSON-STEVENS FISHERY CONSERVATION AND MANAGEMENT ACT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1824

CFR Citation: 50 CFR 600F

Legal Deadline: Final, Statutory.
Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: The Sustainable Fisheries Act amended the Magnuson-Stevens Fishery Conservation and Management Act (MSFCMA) to, among other things, provide for the issuance of transshipment permits under the newly established section 204(d) of the

MSFCMA. This action will specify procedures to be used to issue permits.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AJ70

648. FISHERIES OBLIGATION GUARANTEE PROGRAM—STATUTORY AMENDMENTS TO ESTABLISH “CENTRAL TITLE AND LIEN REGISTRY FOR LIMITED ACCESS PERMITS”

Priority: Substantive, Nonsignificant

Legal Authority: 46 USC 1271 to 1279

CFR Citation: 50 CFR 253; 50 CFR 600

Legal Deadline: None

Abstract: Advance Notice of Proposed Rulemaking and Request for Comments regarding establishment of a central title and lien registry as required by the Magnuson-Stevens Fishery Conservation and Management Act.

Timetable:

Action	Date	FR Cite
ANPRM	05/07/97	62 FR 24897
ANPRM Comment Period End	08/05/97	
NPRM	03/00/99	
NPRM Comment Period End	04/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Charles L. Cooper, Program Leader, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2396
Fax: 301 589-2686

RIN: 0648-AJ77

649. REGULATORY AMENDMENT TO CHANGE MEMBERSHIP REQUIREMENTS FOR THE REGIONAL FISHERY MANAGEMENT COUNCILS

Priority: Info./Admin./Other

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 600

Legal Deadline: None

Abstract: Regulations governing the operation and membership of the Regional Fishery Management Councils will be revised based on provisions in the Sustainable Fisheries Conservation and Management Act.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Gary Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AJ82

650. PROPOSED RULE ON TAKING MARINE MAMMALS INCIDENTAL TO POWER PLANT OPERATIONS AT SEABROOK, NEW HAMPSHIRE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216

Legal Deadline: None

Abstract: NMFS has received an application under the Marine Mammal Protection Act for the taking of seals incidental to power plant operations from North Atlantic Energy Corporation over the next five year period. In order to authorize the taking, NMFS must determine that the mortality of several species of seals will not be more than negligible.

Timetable:

Action	Date	FR Cite
ANPRM	07/24/97	62 FR 39799
ANPRM Comment Period End	08/25/97	
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: No

DOC—NOAA

Proposed Rule Stage

Government Levels Affected: None

Agency Contact: Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2055
Fax: 301 713-0376

RIN: 0648-AK00

651. AMENDMENT 9 TO THE FISHERY MANAGEMENT PLAN FOR THE SNAPPER-GROUPER FISHERY OF THE SOUTH ATLANTIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendment 9 would address overfishing in the snapper grouper fishery management unit. Proposed management actions include: (1) Increase the red porgy minimum size limit from 12 inches total length (TL) to 14 inches TL for both recreational and commercial fishermen, establish a recreational bag limit of 5 red porgy per person per day, prohibit harvest and possession in excess of the bag limit during March and April, and prohibit purchase and sale during March and April; (2) increase the black sea bass minimum size limit from 8 inches TL to 10 inches TL for both recreational and commercial fishermen, and establish a recreational bag limit of 20 black sea bass per person per day; (3) require escape vents and escape panels with degradable fasteners in black bass pots; (4) establish measures for greater amberjack that will: reduce the recreational bag limit from 3 to 1 greater amberjack per person per day, prohibit harvest and possession in excess of the bag limit during April throughout the EEZ, establish a 1,000 pound daily commercial trip limit, establish a quota at 63% of 1995 landings (quota=1,169,931 pounds), begin the fishing year on May 1, prohibit sale of fish harvested under the bag limit when the season is closed, and prohibit coring; (5) increase the recreational vermilion snapper minimum size limit from 10 inches to 11 inches TL; (6) increase the gag grouper minimum size limit from 20

inches TL to 24 inches TL for both recreational and commercial fishermen, prohibit harvest and possession in excess of the bag limit during March and April, and prohibit purchase and sale during March and April; (7) increase the black grouper minimum size limit from 20 inches to 24 inches TL for both recreational and commercial fishermen, prohibit harvest and possession in excess of the bag limit during March and April, and prohibit purchase and sale during March and April; (8) specify that within the 5-fish aggregate grouper bag limit (which currently includes tilefish and excludes jewfish and Nassau grouper), no more than 2 fish may be gag or black grouper (individually or in combination); (9) establish an aggregate recreational bag limit of 20 fish per person per day inclusive of all snapper grouper species currently not under a bag limit, excluding tomtate and blue runners (there would be no bag limit on tomtate and blue runners); and (10) specify that vessels with longline gear aboard may only possess snowy grouper, warsaw grouper, yellowedge grouper, misty grouper, golden tilefish, blueline tilefish, and sand tilefish.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive, N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648-AK05

652. RULEMAKING TO ESTABLISH THE NORTH PACIFIC LOAN PROGRAM

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This rulemaking would establish a North Pacific Loan Program which would provide financing for loans to fishermen who fish from small vessels or entry level fishermen fishing IFQ fisheries.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	12/00/98	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK07

653. REGULATORY AMENDMENT TO IMPLEMENT ROLLING CLOSURES DURING THE SABLEFISH FISHERY IN THE GULF OF ALASKA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: NPRM, Statutory. Final, Statutory.

Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Implement Rolling closures during the Sablefish fishery in the Gulf of Alaska.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	12/00/98	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region,

DOC—NOAA

Proposed Rule Stage

Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK10

654. ADJUSTMENT OF MANAGEMENT PROGRAM FOR PELAGIC SPECIES FISHERIES IN THE WESTERN PACIFIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory.
Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This regulatory action would modify the management program for the fisheries for swordfish, tuna, and associated species in the western Pacific region. Possible changes include measures to prevent or mitigate the take of seabirds or turtles in the longline fishery and to address bycatch of sharks.

Timetable:

Action	Date	FR Cite
NPRM	05/00/99	
NPRM Comment Period End	07/00/99	
Final Action	08/00/99	
Final Action Effective	09/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 562 980-4001

RIN: 0648-AK11

655. FMP AMENDMENTS FOR THE GROUND FISH FISHERY OF THE BERING SEA AND ALEUTIAN ISLANDS AND FOR THE GROUND FISH OF THE GULF OF ALASKA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: NPRM, Statutory.
Final, Statutory.

Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Inshore/Offshore allocation of pollock and Pacific cod and reauthorization of pollock CDQ program.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK12

656. REGULATORY AMENDMENT TO SPECIFY MINIMAL VESSEL OWNERSHIP REQUIREMENTS FOR THE HIRED SKIPPER PROVISION IN THE IFQ FISHERIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: Final, Statutory.
Final requirements to be published within 30 days of end of NPRM comment period.

Abstract: Specify minimal vessel ownership requirements for the hired skipper provision in the IFQ fisheries.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric

Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK20

657. IMPLEMENTATION OF AMENDMENT 5 TO THE FISHING MANAGEMENT PLAN FOR THE BOTTOMFISH AND SEAMOUNT GROUND FISH FISHERIES OF THE WESTERN PACIFIC REGION

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory.
Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action would establish a permanent limited access program for the Mau Zone bottomfish in the northwestern Hawaiian Island. The intent of the rule is to improve the low economic returns in the fishery, prevent excessive harvest capacity, and address other conservation and economic concerns.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	12/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802
Phone: 562 980-4001

RIN: 0648-AK21

658. ADJUSTMENT OF THE MANAGEMENT PROGRAM FOR PRECIOUS CORALS FISHERIES IN THE WESTERN PACIFIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory.

DOC—NOAA

Proposed Rule Stage

Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This regulation would modify the management program for the fisheries for precious corals in the western Pacific region. In response to new information on changes that may occur in the fishery, possible changes to the management program include the establishment of or adjustments to fishing seasons, permit requirements, quotas, closures, area limitations, gear and coral size restrictions, etc.

Timetable:

Action	Date	FR Cite
NPRM	05/00/99	
NPRM Comment Period End	07/00/99	
Final Action	08/00/99	
Final Action Effective	09/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802
Phone: 562 980-4001

RIN: 0648-AK23

659. AMENDMENT 16A TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendment 16A would: (1) prohibit the use of fish traps south of 25 degree north latitude (near Cape Sable, FL) on February 7, 2001; (2) prohibit the possession of reef fish exhibiting the condition of trap rash on board a reef fish vessel that is fishing spiny lobster or stone crab traps without a valid fish trap endorsement; (3) specify that NMFS establish a system design, implementation schedule, and protocol for a vessel monitoring system for the fish trap

fishery. The system design, including costs and implementation schedule, would have to be approved by the Council prior to implementation through additional proposed and final rules; (4) provide a 1-month fish trap inspection/compliance/education period; and (5) require fish trap vessels to submit trip initiation and trip termination reports.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive, North, St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AK31

660. REGULATORY AMENDMENT FOR A BYCATCH REDUCTION DEVICE (BRD) TESTING AND CERTIFICATION PROTOCOL UNDER AMENDMENT 9 TO THE FMP FOR THE SHRIMP FISHERY OF THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendment 9: Requires the use of BRDs certified by the National Marine Fisheries Service (NMFS) in most shrimp trawls used in the exclusive economic zone of the Gulf of Mexico shoreward of the 100-fathom depth contour west of Cape San Blas, Florida; sets the bycatch reduction criterion for the certification of BRDs (BRDs must reduce the bycatch mortality of juvenile red snapper by at least 44 percent from a prescribed baseline level); and establishes an FMP framework procedure for modifying the bycatch reduction criterion, for

establishing and modifying the BRD testing protocol and its specifications, and for certifying and decertifying BRDs. Amendment 9 is intended to significantly reduce the shrimp fishery bycatch of red snapper (and other finfish) to allow rebuilding of this valuable, overfished species. The subject action would amend the final rule to implement Amendment 9 to establish, consistent with the FMP's framework procedure, a BRD testing and certification protocol to be used by NMFS for certifying new or modified BRDs.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive No., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648-AK32

661. OPTIONS FOR 1997 RULEMAKING FOR BANNING THE SALE OF UNDERSIZED ATLANTIC SWORDFISH

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 971 et seq

CFR Citation: 50 CFR 630

Legal Deadline: None

Abstract: A recommendation was adopted by ICCAT member nations that would reduce fishing mortality on swordfish in the entire Atlantic Ocean. The ICCAT alternate minimum size recommendation called for a ban on the sale of fish less than the minimum size. By implementing the minimum size on U.S. vessels operating in the Atlantic, the ban on sale has been effectively applied to U.S. production of Atlantic swordfish. However, the United States is a major market for imported swordfish and there is evidence that Atlantic swordfish less than the

DOC—NOAA

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minimum size are entering U.S. markets. NMFS solicits comments on the possible implementation strategy of this ban on sale of swordfish less than the minimum size.

Timetable:

Action	Date	FR Cite
ANPRM	09/09/97	62 FR 47416
ANPRM Comment Period End	10/06/97	
NPRM	10/13/98	63 FR 59661
NPRM Comment Period End	12/07/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AK39

662. AMENDMENT 6 TO THE FISHERY MANAGEMENT PLAN FOR THE STONE CRAB FISHERY OF THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of the end of the NPRM comment period.

Abstract: The purpose of Amendment 6 is to continue the FMP's temporary moratorium on registration of stone crab vessels by the Regional Administrator. Such moratorium shall be for 4 years duration. This action is needed to provide additional time for the industry and the State of Florida to develop and implement a limited access system for the fishery.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	12/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Dr. N., St. Petersburg, FL 83702-2432
Phone: 727 570-5301

RIN: 0648-AK48

663. LIST OF GEAR AND FISHERIES UNDER JURISDICTION OF EACH FISHERY MANAGEMENT COUNCIL OR THE SECRETARY OF COMMERCE FOR HIGHLY MIGRATORY SPECIES

Priority: Info./Admin./Other

Unfunded Mandates: Undetermined

Major: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 600; 50 CFR 622; 50 CFR 630; 50 CFR 644; 50 CFR 648; 50 CFR 649; 50 CFR 654; 50 CFR 660; 50 CFR 678; 50 CFR 679

Legal Deadline: None

Abstract: As required by section 305 of the Magnuson-Stevens Act, NMFS will issue a list of fisheries and fishing gear used in those fisheries under the authority of each Regional Fishery Management Council, and the Secretary of Commerce, in the case of Atlantic highly migratory species. This rule will also contain guidelines for determining when a fishery or gear is sufficiently different from those in the list so that fishermen or individuals would have to notify the appropriate authority (beginning 180 days after the final rule is published).

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AK49

664. AMENDMENT TO PORTIONS OF INDIVIDUAL FISHING QUOTA PROGRAM REGULATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Regulatory amendment to amend portions of the regulations implementing the Individual Fishing Quota Program for the Pacific halibut and sablefish fixed gear fisheries in and off of Alaska.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK50

665. MODIFICATION OF HARVEST GUIDELINE SYSTEM FOR HAWAIIAN LOBSTER FISHERY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This regulation will modify the current harvest guideline program for the portion of the crustacean fishery that operates in the northwestern Hawaiian Islands incorporating the latest results of research, fishery data analysis, and modeling of the stock. Possible adjustments include establishment of harvest limits for specific banks and of limits on specific species of lobster found in the area.

DOC—NOAA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	
NPRM Comment Period End	02/00/99	
Final Action	03/00/99	
Final Action Effective	07/00/99	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 562 980-4001

RIN: 0648-AK61**666. REGULATORY AMENDMENT TO ESTABLISH APPLICATION PERIOD FOR LICENSE LIMITATION PROGRAM****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 679

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of the end of NPRM comment period.

Abstract: Regulatory amendment to establish application period under the License Limitation Program (LLP). This regulatory amendment would establish the procedures for submitting applications to the agency for the LLP, would clarify what type of information would be necessary for a completed application, procedures for the transfer of licenses once those licenses were issued, and the policy for interim use licenses when an application has been denied and appealed. This action is necessary for further clarification for the exact policy and procedures of the application process for the LLP, and those particulars were not included in the original action that established the overall concept of the LLP.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK69**667. AMENDMENT 54 TO FMP FOR GROUND FISH FISHERY OF BERING SEA AND ALEUTIAN ISLANDS AREA AND AMENDMENT 54 TO FMP FOR GROUND FISH OF GULF OF ALASKA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 679

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of the end of NPRM comment period.

Abstract: These FMP amendments would change sablefish use limits from percentages to quota share units; add a leasing provision to allow initial recipients of quota shares to lease 10 percent of their individual fishing quota pooled across all areas, with an option to restrict this allowance to the Bering Sea.

Timetable:

Action	Date	FR Cite
NPRM	01/00/99	
NPRM Comment Period End	03/00/99	
Final Action	05/00/99	
Final Action Effective	06/00/99	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK70**668. AMENDMENT 52 TO FMP FOR GROUND FISH FISHERY OF BERING SEA AND ALEUTIAN ISLANDS AREA AND AMENDMENT 52 TO FMP FOR GROUND FISH OF GULF OF ALASKA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 679

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: These FMP amendments would establish a vessel registration program for critical fisheries.

Timetable:

Action	Date	FR Cite
NPRM	01/00/99	
NPRM Comment Period End	03/00/99	
Final Action	04/00/99	
Final Action Effective	05/00/99	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK73**669. AMENDMENT TO CLOSE AN AREA IN THE GULF OF ALASKA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 679

Legal Deadline: Final, Statutory. Final regulations must be published within 30 days of end of NPRM comment period.

Abstract: Amendment 59 for GOA would create a groundfish refuge by closing a small area off Cape Edgumbe to commercial fishing for groundfish and halibut. The closure would protect a unique habitat and protect rockfish and lingcod during critical phase of their life cycle.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	12/00/98	

DOC—NOAA

Proposed Rule Stage

Action	Date	FR Cite
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AK74**670. FISHING CAPACITY REDUCTION PROGRAM****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1861(b) to 1861(e)**CFR Citation:** 50 CFR 253**Legal Deadline:** None

Abstract: To establish a fishing capacity reduction program, commonly called a buyback, as required by the Sustainable Fisheries Act to address the problem of excess fishing capacity in most fisheries. This will involve paying fishermen to either surrender their fishing permits or both surrender their permits and scrap their fishing vessels.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Agency Contact: Michael L. Grable, Chief, Financial Services Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2390
Fax: 301 713-1939

RIN: 0648-AK76**671. RULE TO IMPLEMENT A FISHERY MANAGEMENT PLAN FOR THE SPINY DOGFISH FISHERY**

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648**Legal Deadline:** None

Abstract: The Fishery Management Plan will include management measures for the Spiny Dogfish Fishery.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200
Fax: 978 281-0135

RIN: 0648-AK79**672. RULE TO IMPLEMENT AMENDMENT 7 TO THE FISHERY MANAGEMENT PLAN FOR THE ATLANTIC MACKEREL, SQUID, AND BUTTERFISH FISHERIES**

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648**Legal Deadline:** NPRM, Statutory.

Final, Statutory.
Final regulations to be published within 30 days of NPRM comment period.

Abstract: Amendment 7 would implement limited entry for the Atlantic Mackerel Fishery.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200
Fax: 978 281-9135

RIN: 0648-AK80**673. REGULATORY AMENDMENT TO INITIATE CONTROL FOR THE HARVEST OF BOTTOMFISH IN THE EXCLUSIVE ECONOMIC ZONE AROUND THE MAIN HAWAIIAN ISLANDS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This regulation will implement an amendment to the Fishery Management Plan for Bottomfish and Seamount Groundfish Fisheries of the Western Pacific Region. It will initiate control of the harvest of bottomfish in the exclusive economic zone around the main Hawaiian Islands to ensure rebuilding of some stocks and maintenance of other healthy stocks. Possible measures include area closures, harvest limits, size limits, and season closures. These measures will complement action by the State of Hawaii to limit fishing in State waters to prevent overfishing and rebuild stocks.

Timetable:

Action	Date	FR Cite
NPRM	03/00/99	
NPRM Comment Period End	05/00/99	
Final Action	06/00/99	
Final Action Effective	07/00/99	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213

DOC—NOAA

Proposed Rule Stage

Phone: 562 980-4001

RIN: 0648-AK82

674. AMENDMENT 13 TO THE PACIFIC COAST SALMON PLAN**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660**Legal Deadline:** Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.**Abstract:** Regulations implementing Amendment 13 to the Pacific Coast Salmon Plan would change the management of Oregon coastal natural (OCN) coho salmon to use the most recent estimates of spawning escapements abundance and anticipated marine survival to ensure the protection and timely rebuilding of the stock consistent with the Oregon Coastal Salmon Initiative.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	01/00/99	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Organizations**Government Levels Affected:** State, Local, Tribal, Federal**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 San Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648-AK83

675. REVISE EXEMPTED FISHING REGULATIONS TO SPECIFY COMPENSATORY FISHING UNDER EXEMPTED FISHING**Priority:** Info./Admin./Other**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 600**Legal Deadline:** None**Abstract:** This action would revise current exempted fishing regulations to specifically authorize the use of an

exempted fishing permit as the method of allowing the compensation of private vessels for their conduct of resource assessment. Specific methodology for vessel compensation would be developed on a fishery-by-fishery basis. The rule would also make other minor changes in the regulations.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	01/00/99	
Final Action	02/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, National Marine Fisheries Service, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AK84

676. AMENDMENT 9 TO THE FISHERY MANAGEMENT PLAN FOR THE COASTAL MIGRATORY PELAGIC RESOURCES OF THE GULF OF MEXICO AND SOUTH ATLANTIC**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 622**Legal Deadline:** Final, Statutory. Final regulations to be published within 30 days of the end of the NPRM comment period.**Abstract:** Amendment 9 proposes more than 14 management options. For Gulf group king mackerel, actions are proposed to (1) change the start of the fishing year, (2) prohibit the sale of fish caught under the bag limit, (3) revise the allocation of TAC between the commercial and recreational sectors, and (4) increase the minimum size limit from 20 inches to 24 or 26 inches fork length. Also, for the eastern zone (off Florida), (5) revise the allocation of the commercial quota between the Florida east (North) and west coast (South/West Area) subzones. For the Florida west coast subzone, (6) subdivide the commercial hook-and-line quota into two separate quotas for

proposed northern and southern subzones; and for the commercial run-around gillnet fishery, (7) restrict/reduce/phase-out the number of vessels holding gillnet endorsements to fish under the quota, (8) restrict the area of operation to southwest Florida, and (9) restrict the transfer of gillnet endorsements to vessels owned by the endorsement holder or his/her family members. For the western zone (Texas through Alabama), (10) subdivide the commercial quota on a seasonal or areal basis, and (11) establish a trip limit (harvest/ possession/landing limit) for commercial vessels. For both Gulf and Atlantic groups of king mackerel, (12) allow the sale of cut-off (damaged) fish taken and possessed within the established trip limits. Finally, for Gulf group Spanish mackerel, (3) establish a purse seine allocation and (14) vessel trip limits.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	12/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648-AK89

677. VMS PILOT PROGRAM FOR ATLANTIC SWORDFISH**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 630**Legal Deadline:** None**Abstract:** NMFS proposes to implement a vessel monitoring system (VMS) pilot program for Atlantic swordfish in 1998. Vessels with a standard-C VMS unit on board will be issued a special permit to retain on board swordfish greater than the incidental catch limit after the directed fishery has been closed.

DOC—NOAA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	02/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334
Fax: 301 713-0596

RIN: 0648-AK90

678. AMENDMENT 17 TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: None

Abstract: Amendment 17 contains various options to address expiration of the commercial reef fish permit moratorium (December 31, 2000). The options may be implemented prior to the moratorium expiration date, and would apply to all species in the management unit, except red snapper. In general, the options either: (1) extend the current moratorium for an additional 3 years, or (2) replace the current provisions with a system of various classes of transferable vessel licenses or endorsements, similar to that approved for red snapper under Amendment 15.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721

Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AK96

679. PROPOSED RULE TO ADJUST THE GULF OF MEXICO RED SNAPPER TAC AND ASSOCIATED MANAGEMENT MEASURES UNDER THE FRAMEWORK PROCEDURE OF THE FMP FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: None

Abstract: This action would amend the regulations implementing the FMP to establish management measures for the 1999 fishing season, in accordance with the FMP's framework procedure for setting annual total allowable catch limits and associated measures. The FMP regulates commercial and recreational fishing in the exclusive economic zone of the Gulf of Mexico and was developed by the Gulf of Mexico Fishery Management Council and approved/implemented by the National Marine Fisheries Service (NMFS). Annual management changes are proposed by the council; NMFS publishes a proposed rule to obtain public comment on these proposals for consideration in approving/disapproving/partially approving them. Approved measures are implemented by final rule.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	10/00/98	
Final Action	11/00/98	
Final Action Effective	01/01/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AK97

680. ESTABLISH 10 SMZS IN FEDERAL WATERS OFF SC AND PROHIBIT USE OF POWERHEADS IN THE FT. PIERCE, FL, OFFSHORE SMZ IN THE SNAPPER-GROUPER FISHERY OF THE SOUTH ATLANTIC REGION

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of the end of NPRM comment period.

Abstract: This regulatory amendment would: (1) Establish 10 Special Management Zones (SMZs) around 10 additional existing offshore marine artificial reef sites located in Federal waters off the South Carolina coast including a 500 meter buffer zone around each site, and (2) prohibit use of powerheads in the Ft. Pierce, Florida offshore SMZ previously established by the Council. The intent of seeking SMZ status is to ensure the continued effectiveness of each site in enhancing recreational fishing opportunities, and to protect the long-term economic and biological viability of each.

Timetable:

Action	Date	FR Cite
NPRM	09/14/98	63 FR 43656
NPRM Comment Period End	10/14/98	
Final Action	11/00/98	
Final Action Effective	12/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648-AL00

681. AMEND THE BLUEFIN STATISTICAL DOCUMENT TO ALLOW FOR THE ATTACHMENT OF RE-EXPORT CERTIFICATES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 971 et seq

CFR Citation: 50 CFR 285

Legal Deadline: None

DOC—NOAA

Proposed Rule Stage

Abstract: The International Commission for the Conservation of Atlantic Tuna (ICCAT) recommends that ICCAT Bluefin Tuna Re-export Certificates be validated by government organizations that are accredited by a contracting party's government to validate the ICCAT Bluefin Statistical Document.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	
NPRM Comment Period End	01/00/99	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AL02

682. • REGULATORY AMENDMENT TO CHANGE THE LIMITED ENTRY, SABLEFISH FISHERY SEASON STRUCTURE FIXED GEAR

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Regulations would implement a framework to allow the Pacific Fishery Management Council to designate each year whether the limited entry, fixed gear, regular sablefish fishery would consist of a single opening, or of three separate openings. If the regular fishery is set at three separate openings, a participant would have to choose to participate in just one of the three openings.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Action	Date	FR Cite
NPRM Comment Period End	02/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: William Stelle, Regional Administrator, Northwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg 1, Seattle, WA 98115-070
Phone: 206 526-6150

RIN: 0648-AL12

683. • REGULATORY AMENDMENT TO ESTABLISH A SITKA SOUND HALIBUT MANAGEMENT PLAN

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: None

Abstract: This regulatory amendment would create a local area halibut management plan for Sitka Sound. This management plan will include specified boundaries by latitude and longitude. Halibut longliners and halibut charter vessels would be prohibited from harvesting halibut in some areas of the Sitka Sound Halibut Management Area during specified times of the year. In addition, the amount of halibut on board a halibut longliner may be restricted during specified times of the year. Halibut catch in the Sitka Sound Management Area would be monitored for growth rate.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, Box 21668, Juneau, Alaska 99802
Phone: 907 586-7228

RIN: 0648-AL18

684. • AMENDMENT 48 TO THE BSAI FMP AND AMENDMENT 48 TO THE GOA FMP - STREAMLINE ANNUAL SPECIFICATION PROCESS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 16 USC 1801 et seq; 16 USC 773 et seq; 16 USC 3631 et seq

CFR Citation: 50 CFR 679

Legal Deadline: None

Abstract: This action would improve the annual process of setting total allowable catch for Alaska groundfish in the Bering Sea and Aleutian Islands and Gulf of Alaska.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 709 W. 9th Street, Juneau, Alaska
Phone: 907 586-7228

RIN: 0648-AL19

685. • AMENDMENT 59 TO THE BSAI FMP, AMENDMENT 57 TO THE GOA FMP, AND AMENDMENT 9 TO THE BSAI KTC FMP - MORATORIUM EXTENSION

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: None

Abstract: BSA/GOA/KTC FMP Amendments 59/57/9 - extend the vessel moratorium. These FMP

DOC—NOAA

Proposed Rule Stage

amendments would extend the Vessel Moratorium. Extending the Moratorium would prevent an open access hiatus between the end of the current Moratorium on December 31, 1998, and the planned beginning of fishing under the License Limitation program on January 1, 2000.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Undetermined

Agency Contact: Steven Pennoyer, Regional Administration, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, 709 W. 9th Street, Juneau, Alaska
Phone: 907 586-7228

RIN: 0648-AL20

686. • REGULATORY AMENDMENT TO THE HALIBUT COMMUNITY DEVELOPMENT QUOTA PROGRAM - DEFINITION OF MANAGEMENT MEASURES

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: None

Abstract: This regulatory amendment would define management measures for the halibut CDQ fisheries after 1998 and remove regulations in the multispecies groundfish CDQ regulations that expire on December 31, 1998. These regulatory amendments are necessary to integrate the three CDQ fisheries that are being managed separately in 1998 (fixed gear halibut and sablefish, pollock, and the multispecies groundfish) into one CDQ program starting in 1999.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	

Action	Date	FR Cite
Final Action	11/00/98	
Final Action Effective	12/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Undetermined

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, 709 W. 9th St., Juneau, Alaska
Phone: 907 586-7228

RIN: 0648-AL21

687. • AMENDMENT 45 TO THE FISHERY MANAGEMENT PLAN FOR THE BERING SEA AND ALEUTIAN ISLANDS AREA

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 16 USC 1801 et seq; 16 USC 773 et seq; 16 USC 3631 et seq

CFR Citation: 50 CFR 679

Legal Deadline: None

Abstract: This action would renew the allocation of pollock in the BSAI area to the Western Alaska Community Development Program.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 709 W. 9th St., Juneau, Alaska
Phone: 907 586-7228

RIN: 0648-AL22

688. • REGULATORY AMENDMENT TO REVISE THE RECORDKEEPING AND REPORTING REQUIREMENTS FOR 1999

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: None

Abstract: This regulatory amendment would include the following issues suggested by NMFS Management, Enforcement, the U.S. Coast Guard, and the fishing industry: revise language for surrendering fisheries or processor permit; document "pumping" of fish; combine Steller sea lion tables; create revised figures for Bering Sea and Aleutian Islands Management Area; remove Improved Retention/Improved Utilization columns in catcher vessel logbook; develop code and recording procedure for experimental fisheries; develop a new discard category for adulterated fish and for research fish; develop secondary product code level that defines condition of end product (i.e., frozen blocks, grades of surimi); add CDQ delivery number to logbooks; and develop combined NMFS/IPHC catcher vessel and catcher/processor logbooks for fixed gear.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Undetermined

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, 709 W. 9th St., Juneau, Alaska
Phone: 907 586-7228

RIN: 0648-AL23

689. • WHITING AMENDMENT TO THE NORTHEAST MULTISPECIES FISHERY MANAGEMENT PLAN (FMP)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

DOC—NOAA

Proposed Rule Stage

CFR Citation: 50 CFR 648

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This amendment would eliminate overfishing and rebuild the stock of silver hake (whiting). The proposed management measures may include limiting entry to the fishery, specifying a minimum mesh requirement and limiting the amount of whiting caught with smaller mesh, and establishing closed areas and trip limits.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	
NPRM Comment Period End	01/00/99	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9300

RIN: 0648-AL27

690. • MANAGEMENT OF U.S. PURSE SEINE FISHERY IN THE EASTERN PACIFIC OCEAN

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 955 et seq

CFR Citation: 50 CFR 300

Legal Deadline: None

Abstract: This rule would establish authority and procedures for the Southwest Regional Administrator, NMFS, to implement measures to carry out management recommendations of the Inter-American Tropical Tuna Commission and approved by the Department of State as provided in the Tuna Conventions Act of 1950. Actions could include closure of the purse seine fishery for yellowfin tuna, closure of the purse seine fishery for tuna associated with floating objects,

prohibiting the use of tender vessels used to service fish-aggregating devices, and prohibiting the transfer-at-sea of purse seine-caught tuna in the Eastern Pacific Ocean.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	
NPRM Comment Period End	02/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 562 980-4001

RIN: 0648-AL28

691. • REGULATORY AMENDMENT TO IMPLEMENT ATKA MACKEREL FISHING RESTRICTIONS IN THE BSAI FOR STELLER SEA LION CONSERVATION PURPOSES

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: None

Abstract: This rulemaking would implement Atka mackerel fishing restrictions for Steller sea lion conservation purposes. The Atka mackerel fishery would be split into "A" (January 1 to April 15) and "B" (September 1 to November 1) seasons. The percent of the Atka mackerel total allowable catch taken from Steller sea lion critical habitat in the western and central Aleutian Islands management districts would be reduced. In addition, the following management measures will be included: the trawl exclusion zone around the Sequam rookery would be extended into the "B" season; vessels would be required to obtain a vessel monitoring system; exempt CDQ fisheries from the A/B season split, but the percentage of the Atka mackerel CDQ reserve that could be harvested

inside and outside critical habitat would be the same percentages established for the open access fishery; the allocation of Atka mackerel to vessels using jig gear in Area 541 would be exempt from these management measures; and the impact and effectiveness of these measures will be reviewed annually by NMFS and the Council.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, 709 W. 9th St., Juneau, Alaska
Phone: 907 586-7228

RIN: 0648-AL29

692. • BSAI FMP AMENDMENT PROHIBITING DIRECTED FISHING FOR POLLOCK WITH BOTTOM TRAWL GEAR

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: None

Abstract: This FMP amendment would prohibit directed fishing for pollock with bottom trawl gear in the BSAI. This amendment would also reduce the trawl prohibited species catch limits for halibut, king crab, and tanner crab in the BSAI to account for the projected PSC bycatch savings associated with a ban on bottom trawl gear for pollock.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

DOC—NOAA

Proposed Rule Stage

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:**

Undetermined

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, Department of Commerce, National Oceanic and Atmospheric Administration, 709 W. 9th Street, Juneau, Alaska
Phone: 907 586-7228

RIN: 0648-AL30

693. • AMENDMENT 9 TO THE NORTHEAST MULTISPECIES FMP TO ADDRESS NEW SUSTAINABLE FISHERIES ACT REQUIREMENTS, AND OTHER MANAGEMENT MEASURES

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648**Legal Deadline:** NPRM, Statutory, October 11, 1998.

(See Additional Information)

Abstract: This action will address overfishing definitions and specifications of optimum yield; a framework process for aquaculture projects and modifications to the overfishing definitions; postponement of the Vessel Monitoring System beyond May 1999; a prohibition on street sweeper gear; measures to protect winter flounder stocks; and a one-fish halibut possession limit of 36 inches or greater.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Additional Information: Legal Deadline: Under 16 USC 1853 note, each Regional fishery Management Council must submit to NMFS amendments to its fishery management plans and any associated proposed regulations bringing them into compliance with the Sustainable Fisheries Act (P.L. 104-297). Final regulations to be published within 30 days of NPRM comment period.

Agency Contact: Jon Rittgers, Acting Regional Administrator, Department of Commerce, National Oceanic and

Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200

RIN: 0648-AL31

694. • AMDT. 11 TO NORTHEAST MULTISPECIES FMP; AMDT. 9 TO ATLANTIC SEA SCALLOP FMP; AMDT. 1 TO MONKFISH FMP; AND AMDT. 1 TO ATLANTIC SALMON FMP; COMPONENTS OF ATLANTIC HERRING FMP

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648**Legal Deadline:** NPRM, Statutory, October 11, 1998.

Abstract: The amendment will describe and identify essential fish habitat (EFH) for species managed under the FMPs; minimize to the extent practicable adverse effects on EFH caused by fishing; and, identify other actions to encourage the conservation and enhancement of EFH.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Additional Information: LEGAL DEADLINE CONT: Under 16 USC 1853 note, each Regional Fishery Management Council must submit to NMFS amendments to its fishery management plans and any associated proposed regulations bringing them into compliance with the Sustainable Fisheries Act (P.L. 104-297). Final regulations to be published within 30 days of NPRM comment period.

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA
Phone: 978 281-9200

RIN: 0648-AL32

695. • VESSEL PERMIT CONSISTENCY AMENDMENT

Priority: Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Amendment to achieve consistency among Northeast Region Fishery Management Plans regarding fishing vessel permits transfer, replacement, and upgrade provisions.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Additional Information: RIN 0648-AK81 will be processed under 0648-AL36.

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200
Fax: 978 281-9135

RIN: 0648-AL36

696. • ATLANTIC STURGEON EEZ REGULATIONS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined**Legal Authority:** 16 USC 5101 et seq**CFR Citation:** 50 CFR 697**Legal Deadline:** None

Abstract: NMFS is issuing protective regulations for Atlantic Sturgeon in the exclusive economic zone (EEZ) under the Atlantic Coastal Fisheries Cooperative Management Act. These regulations would prohibit the harvest and possession of Atlantic Sturgeon in the EEZ.

DOC—NOAA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Thomas Meyer, Fisheries Biologist, Office of Intergov./Recreational Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 8484 Georgia Avenue, Suite 425, Silver Spring, MD 20910
Phone: 301 427-2014
Fax: 301 427-2313

RIN: 0648–AL38

697. • BSAI/GOA/KTC/SCALLOP FISHERY MANAGEMENT PLAN (FMP) AMENDMENTS 55/55/8/5 ESSENTIAL FISH HABITAT DEFINITIONS

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 679

Legal Deadline: Final, Statutory. Final Regulations to be published within 30 days of end of NPRM Comment Period

Abstract: This action would amend each FMP to include definitions of essential fish habitat for each managed species or species complex included within the FMP. For the Alaska Region, these amendments are not considered controversial and are expected to be supported by the fishing community. A significant majority of oral and written comments received thus far has supported the amendments and suggest the inclusion of additional species within the definition. None of the EFH amendments contain regulatory measures with which the fishing and non-fishing communities must comply. If the EFH amendments are approved, Federal action agencies must consult with NMFS if a Federal Action may adversely affect EFH.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:**

Undetermined

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99801
Phone: 907 586-7228

RIN: 0648–AL40

698. • REGULATORY AMENDMENT TO PROHIBIT FISHING BY VESSELS OVER 50 FEET WITHIN 50 NAUTICAL MILES OF AMERICAN SAMOA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This regulatory action would prohibit fishing by vessels over 50 feet within 30 nautical miles of American Samoa.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	01/00/99	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802
Phone: 562 980-4001

RIN: 0648–AL41

699. • COMPREHENSIVE AMENDMENT ADDRESSING SUSTAINABLE FISHERY ACT DEFINITIONS AND OTHER REQUIRED PROVISIONS IN FISHERY MANAGEMENT PLANS OF THE SOUTH ATLANTIC REGION

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: None

Abstract: The comprehensive Sustainable Fishery Act (SFA) amendment will amend existing fishery management plans (FMPs) for shrimp, red drum, snapper-grouper, coastal migratory pelagics, coral, coral reefs, and live/hard bottom resources, spiny lobster, and golden crab to ensure (1) they are in conformance with SFA section 102 definitions, (2) that bycatch provisions are in conformance with SFA section 108 provisions, (3) they address fishery impact statements that describe the likely effects of management measures on fishing communities, (4) they address overfishing provisions specifying objective and measurable criteria for identifying whether a fishery is overfished, and (5) they propose measures to rebuild overfished stocks in fisheries of the South Atlantic Region.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648–AL42

700. • COMPREHENSIVE AMENDMENT ADDRESSING ESSENTIAL FISH HABITAT IN FISHERY MANAGEMENT PLANS OF THE SOUTH ATLANTIC REGION

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: None

Abstract: The comprehensive habitat amendment will identify essential fish

DOC—NOAA

Proposed Rule Stage

habitat (EFH) for the shrimp, red drum, snapper-grouper, coastal migratory pelagics, coral, coral reefs, and live/hard bottom resources, spiny lobster, golden crab, sargassum, and calico scallop fisheries of the South Atlantic Region. EFH-habitat areas of particular concern will be identified and regulations designed to reduce or eliminate the impact of fisheries on EFH will be presented.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334
Fax: 301 713-0596

RIN: 0648-AL43

701. • PROPOSED GUIDELINES FOR DEFINING SERIOUS INJURY; REQUEST FOR COMMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361

CFR Citation: 50 CFR 229

Legal Deadline: None

Abstract: Under the Marine Mammal Protection Act (MMPA), the National Marine Fisheries Service (NMFS) is responsible for assessing and reducing the level of serious injury and mortality that occurs incidental to commercial fishing operations. NMFS is issuing proposed guidelines for determining what constitutes a serious injury to a marine mammal. If finalized, NMFS will use these guidelines in assessing fisheries beginning in 2000.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Cathy Eisele, Fishery Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2322
Fax: 301 713-0376

RIN: 0648-AL44

702. • IMPLEMENTATION OF AMENDMENT 8 TO THE NORTHERN ANCHOVY FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: NPRM, Statutory, October 11, 1998. Final, Statutory. See "Additional Information"

Abstract: This action would amend the Northern Anchovy Fishery Management Plan (FMP) to comply with new requirements of the Sustainable Fisheries Act. The amendment would rename the FMP, add several species (Pacific mackerel, jack mackerel, and Pacific sardine) to the management unit, establish procedures for annual specification of harvest limits for managed species, and implement limited entry for fishing for small coastal pelagic species of fish in the management area. The amendment provides definitions and criteria to determine if any stocks are overfished such that rebuilding plans are needed. An annual review of the fisheries is conducted to make this determination.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	
NPRM Comment Period End	02/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: State

Additional Information: Legal Deadline: Under 16 USC 1853 note, each Regional Fishery Management Council must submit to NMFS amendments to its fishery management plans and any associated proposed regulations bringing them into compliance with the Sustainable Fisheries Act (P.L. 104-297). Final regulations to be published

within 30 days of NPRM comment period.

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90804
Phone: 562 980-4001

RIN: 0648-AL48

703. • IMPLEMENTATION OF AMENDMENTS TO FOUR WESTERN PACIFIC FISHERY MANAGEMENT PLANS TO ADDRESS NEW REQUIREMENTS OF THE MAGNUSON-STEVENSON FISHERY CONSERVATION AND MANAGEMENT ACT

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: NPRM, Statutory, October 11, 1998. Final, Statutory. See "Additional Information"

Abstract: This action will ensure that the definitions in all the Western Pacific Fishery Management Plans (four) conform with the Magnuson-Stevens Fishery Conservation & Management Act definitions; the FMPs address bycatch and bycatch mortality issues; the FMPs describe the likely effects of management measures on fishing communities affected by the FMPs; the FMPs include measurable criteria to determine whether a fishery is overfished; the FMPs identify commercial, recreational, and charter fishing activity in each sector, and identify pertinent data associated with the fishing activity in each sector; and the FMPs identify essential fish habitat/areas of particular concern for management unit species.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	01/00/99	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Additional Information: Legal Deadline: Under 16 USC 1853 note, each Regional

DOC—NOAA

Proposed Rule Stage

Fishery Management Council must submit to NMFS amendments to its fishery management plans and any associated proposed regulations bringing them into compliance with the Sustainable Fisheries Act (P.L. 104-297). Final regulations to be published within 30 days of NPRM comment period.

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90804
Phone: 562 980-4001

RIN: 0648-AL49

704. • REGULATORY AMENDMENT TO ALLOW "STOCKING" OF MULTIPLE LIMITED ENTRY PERMITS IN THE PACIFIC COAST GROUND FISH FISHERIES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Regulations would link groundfish cumulative trip limits to limited entry permits instead of to vessels. This linkage would allow limited entry permit holders to associate more than one limited entry permit with a vessel without having to combine those permits. A vessel attached to multiple limited entry permits would be able to pursue multiple cumulative trip limits.

Timetable:

Action	Date	FR Cite
NPRM	08/00/99	
NPRM Comment Period End	10/00/99	
Final Action	11/00/99	
Final Action Effective	12/00/99	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: William Stelle, Regional Administrator, Northwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way

NE., BIN C15700, Bldg 1, Seattle, WA 98115-070

Phone: 206 526-6150

RIN: 0648-AL50

705. • AMENDMENT 14 TO THE PACIFIC COAST SALMON PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: NPRM, Statutory, October 11, 1998. Final, Statutory. See "Additional Information"

Abstract: Amendment 14 would provide a change in the management of salmon fisheries in the Exclusive Economic Zone (EEZ) (3 to 200 miles offshore) off Washington, Oregon, and California, which are managed by the Pacific Fishery Management Council (PFMC, Council) and NMFS under the Fishery Management Plan for Commercial and Recreational Salmon Fisheries off the Coasts of Washington, Oregon and California (FMP) as revised and updated in 1996 for implementation in 1997. The Amendment will revise in FMP to bring it into compliance with the recently amended Magnuson-Stevens Fishery Conservation and Management Act. The primary changes relate to issues of optimum yield, overfishing, essential fish habitat, and bycatch specifications. Editorial and organizational changes to improve and update the FMP and its environmental impact statement, in addition to refinements harvest allocation standards among the recreational fisheries north of Cape Falcon, are also part of amendment effort.

Timetable:

Action	Date	FR Cite
NPRM	01/00/99	
NPRM Comment Period End	02/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Additional Information: Legal Deadline: Under 16 USC 1853 note, each Regional Fishery Management Council must

submit to NMFS amendments to its fishery management plans and any associated proposed regulations bringing them into compliance with the Sustainable Fisheries Act (P.L. 104-297). Final regulations to be published within 30 days of NPRM comment period.

Agency Contact: William Stelle, Regional Administrator, Northwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg 1, Seattle, WA 98115-0070

Phone: 206 526-6150

RIN: 0648-AL51

706. • AMENDMENT 11 TO THE PACIFIC COAST GROUND FISH FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 660

Legal Deadline: NPRM, Statutory, October 11, 1998. Final, Statutory. See "Additional Information"

Abstract: Draft Amendment 11 proposes to redefine "overfishing," "overfished," "optimum yield," and other terms; and would revise the procedures for setting annual harvest levels. The amendment would describe and identify essential fish habitat and establish procedures for implementing regulations to minimize adverse effects of fishing on such habitat. The amendment would also identify procedures for implementing regulations to reduce bycatch and to establish permits for fishing for or processing groundfish should the Council determine that additional permit requirements would be beneficial. The amendment would also authorize reserving a portion of the acceptable biological catch for use in scientific research.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	12/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Undetermined

DOC—NOAA

Proposed Rule Stage

Additional Information: Under 16 USC 1853 note, each Regional Fishery Management Council must submit to NMFS amendments to its fishery management plans and any associated proposed regulations bringing them into compliance with the Sustainable Fisheries Act (P.L. 104-297). Final regulations to be published within 30 days of NPRM comment period.

Agency Contact: William Stelle, Regional Administrator, Northwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C157000, Bldg 1, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648-AL52

707. • AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC MACKEREL, SQUID, AND BUTTERFISH (FMP)

Priority: Other Significant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: NPRM, Statutory, October 11, 1998. Final, Statutory. See Additional Information.

Abstract: Amendment 8 would bring the FMP into compliance with the requirements of the Sustainable Fisheries Act. This amendment would revise the overfishing definitions for Atlantic mackerel, butterfish, Loligo squid, and Illex squid; examine methods to reduce bycatch, analyze impacts on fishing communities; examine vessel safety; and establish a definition of essential fish habitat for Atlantic mackerel, Loligo and Illex squid, and butterfish.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	
NPRM Comment Period End	01/00/99	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Undetermined

Additional Information: Legal Deadline: Under 16 USC 1853, each Regional Fishery Management Council must submit to NMFS amendments to its fishery management plans of any

associated proposed regulations bringing them into compliance with the SFA (PL 104-297). Final regulations to be published within 30 days of NPRM comment period.

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200
Fax: 978 281-9135

RIN: 0648-AL54

708. • AMENDMENT 12 TO THE FISHERY MANAGEMENT PLAN FOR ATLANTIC SURF CLAM AND OCEAN QUAHOGS (FMP)

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: NPRM, Statutory, October 11, 1998. Final, Statutory. See "Additional Information"

Abstract: Amendment 12 would bring the FMP into compliance with the Sustainable Fisheries Act. This amendment would revise the overfishing definition for Atlantic Surf Clams and Ocean Quahogs, introduce a vessel operator permit, examine methods to reduce bycatch, analyze impacts on fishing communities, examine vessel safety and establish a definition of essential fish habitat for Atlantic Surf Clams and Ocean Quahogs.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	
NPRM Comment Period End	01/00/99	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Additional Information: Legal Deadline: Under 16 USC 1853, each Regional Fishery Management Council must submit to NMFS amendments to its fishery management plans and any associated proposed regulations bringing them into compliance with the SFA (PL 204-297). Final regulations to

be published within 30 days of NPRM comment period.

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200
Fax: 978 281-9135

RIN: 0648-AL55

709. • PROPOSED RULE TO IMPLEMENT AMENDMENT 12 TO THE FISHERY MANAGEMENT PLAN FOR THE SUMMER FLOUNDER, SCUP AND BLACK SEA BASS FISHERIES (FMP)

Priority: Substantive, Nonsignificant

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of NPRM comment period end.

Abstract: Amendment 12 would bring the FMP into compliance with the Sustainable Fisheries Act (SFA), including measures for essential fish habitat (EFH), overfishing definitions, and stock rebuilding. The amendment will neither change management for 1999 for summer flounder nor modify the rebuilding schedule. The rebuilding schedule may be revised for the scup and black sea bass fisheries, but no the management measures. The Council anticipates addressing other SFA requirements--safety at sea, communities, and discards--through the existing annual measures.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	12/00/98	
Final Action	01/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200

DOC—NOAA

Proposed Rule Stage

Fax: 978 281-9135

RIN: 0648-AL56

710. • AMENDMENT 16B TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 622**Legal Deadline:** NPRM, Statutory. Final, Statutory.

NPRM 15 days and final action 110 days after receipt from the Gulf of Mexico Fishery Management Council (Council).

Abstract: Reef fish amendment 16B: (1) establishes a "slot limit" of 14 inches (minimum) and 22 inches (maximum), fork length, for commercial and recreational harvest of lesser amberjack and banded rudderfish; (2) removes lesser amberjack and banded rudderfish from the 20-fish aggregate bag limit and establishes a 5-fish aggregate bag limit for those species; (3) removes queen triggerfish from the FMP to provide for management by Florida; (4) removes the distinction in the FMP between reef fish species in the management unit and those in the fishery but not in the management unit (NOTE: The Council does not intend to include sand perch or dwarf sand perch in the 20-fish aggregate bag limit); (5) implements minimum size limits on cubera snapper (12 inches, total length (TL)), dog snapper (12 inches, TL), mahogany snapper (12 inches, TL), schoolmaster (12 inches, TL), mutton snapper (16 inches, TL), scamp (20 inches, TL), gray triggerfish (12 inches, TL), and hogfish (12 inches, fork length); (6) removes hogfish from the 20-fish aggregate bag limit and establishes a 5-fish bag limit for that species; and (7) sets a recreational bag limit of 1 speckled hind and 1 warsar grouper per vessel (NOTE: The Council intended that sale of these species by the recreational sector be prohibited; the FMP and regulations already prohibit sale of reef fish subject to bag limit.)

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AL57

711. • REGULATORY AMENDMENT TO ALLOCATE CERTAIN GROUND FISH SPECIES BETWEEN THE TRAWL AND FIXED GEAR COMMERCIAL GROUND FISH FISHERIES**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Regulations would set allocations of certain groundfish species (primarily rockfish) between the trawl and fixed gear commercial fisheries for Pacific Coast groundfish.

Timetable:

Action	Date	FR Cite
NPRM	09/00/99	
NPRM Comment Period End	11/00/99	
Final Action	12/00/99	
Final Action Effective	01/00/00	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** State, Federal

Agency Contact: William Stelle, Regional Administrator, Northwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg 1, Seattle, WA 98115-070
Phone: 206 526-6150

RIN: 0648-AL62

712. • ADJUSTMENT OF MANAGEMENT PROGRAM: CRUSTACEAN FISHERIES IN THE WESTERN PACIFIC**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This regulatory action would include the waters off the Northern Mariana Islands and U.S. Island Possessions in the Pacific within Permit Area 3 (Guam and American Samoa) and to facilitate and enable changes to management measures for the crustacean fisheries.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	
NPRM Comment Period End	02/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 562 980-4001

RIN: 0648-AL67

713. • FINAL SPECIFICATIONS FOR 1999 SUMMER FLOUNDER, SCUP, AND BLACK SEA BASS FISHERIES

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648

Legal Deadline: NPRM, Statutory, October 1998.

Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action would establish the allowed commercial catch limits as well as other management measures for these fisheries for 1999.

DOC—NOAA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

**Regulatory Flexibility Analysis
Required:** Undetermined**Government Levels Affected:**
Undetermined

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200
Fax: 978 281-9135

RIN: 0648-AL74

**714. • RECREATIONAL MEASURES
FOR 1999 SUMMER FLOUNDER,
SCUP, AND BLACK SEA BASS
FISHERIES**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: NPRM, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action would establish the possession limit, size limit, and other management measures for the recreational fisheries for 1999.

Timetable:

Action	Date	FR Cite
NPRM	02/00/99	
NPRM Comment Period End	03/00/99	
Final Action	04/00/99	
Final Action Effective	05/00/99	

**Regulatory Flexibility Analysis
Required:** Undetermined

Small Entities Affected: No

Government Levels Affected:
Undetermined

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200
Fax: 978 281-9135

RIN: 0648-AL75

**715. • 1999 INITIAL SPECIFICATIONS
FOR ATLANTIC MACKEREL, SQUID,
AND BUTTERFISH FISHERIES**

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This action would specify the initial annual amounts of the initial optimum yield as well as the amounts for allowable biological catch, domestic annual harvest, domestic annual processing, joint venture processing, and total allowable levels of foreign fishing for these species.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	12/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200
Fax: 978 281-9135

RIN: 0648-AL76

**716. • 1999 FISHING QUOTAS FOR
ATLANTIC SURF CLAM AND OCEAN
QUAHOG FISHERIES**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: None

Abstract: This action would establish allowable harvests of surf clams and ocean quahogs from the exclusive economic zone for 1999.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	

Action	Date	FR Cite
NPRM Comment Period End	12/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected:
Undetermined

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200
Fax: 978 281-9135

RIN: 0648-AL77

**717. • FISHERY MANAGEMENT PLAN
FOR CALICO SCALLOP FISHERY IN
THE SOUTH ATLANTIC REGION**

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: The FMP could include the following measures: (1) Definitions of management unit, MSY, OY, and overfishing, (2) requiring a vessel permit to harvest or possess calico scallops in or from the South Atlantic EEZ, (3) establishment of Essential Fish Habitat-Habitat Areas of particular Concern (EFH-HAEC) for Calico Scallops, (4) prohibit harvest of calico scallops in the area bounded to the West by 80 degrees W. Longitude, to the North by 28 degrees 30' N. Latitude, to the South by 27 degrees 30' N. Latitude, and to the East by the 100 fathom depth contour, and (5) require use of transponders by calico scallop vessels.

Timetable:

Action	Date	FR Cite
NPRM	03/00/99	
NPRM Comment Period End	05/00/99	
Final Action	06/00/99	
Final Action Effective	07/00/99	

**Regulatory Flexibility Analysis
Required:** Undetermined

Government Levels Affected:
Undetermined

DOC—NOAA

Proposed Rule Stage

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648–AL78

718. • ATLANTIC TUNA FISHERIES; 1999 QUOTAS AND EFFORT CONTROLS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 971 et seq

CFR Citation: 50 CFR 285

Legal Deadline: None

Abstract: Implement annual quota specifications and effort controls for 1999 bluefin tuna fisheries.

Timetable:

Action	Date	FR Cite
NPRM	03/00/99	
NPRM Comment Period End	05/00/99	
Final Action	05/00/99	
Final Action Effective	06/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: None

Agency Contact: Gary Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648–AL79

719. • REGULATORY AMENDMENT TO ESTABLISH TOTAL ALLOWABLE CATCH LIMITS FOR THE ATLANTIC AND GULF OF MEXICO GROUPS OF KING AND SPANISH MACKEREL FOR THE 1998-99 FISHING YEAR

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This regulatory amendment prepared under the framework rulemaking procedure of the Fishery Management Plan for Coastal Migratory

Pelagic Resources of the Gulf of Mexico and South Atlantic (FMP), would amend the regulations implementing the FMP to establish the total allowable catch limits and associated measures (e.g., trip and bag limits) for Atlantic and Gulf groups of King and Spanish mackerel for the 1998-1999 fishing year.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive, North, St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648–AL80

720. • SUSTAINABLE FISHERIES ACT AMENDMENTS TO THE FISHERY MANAGEMENT PLANS FOR SHRIMP, RED DRUM, REEF FISH, STONE CRAB, SPINY LOBSTER, CORAL & CORAL REEFS, AND COASTAL MIGRATORY PELAGICS OF GOM

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: The Amendment provides management measures to provide sustainable fisheries for species under Federal management in the Gulf of Mexico, as required by the Magnuson-Stevens Fishery Conservation and Management Act.

Timetable:

Action	Date	FR Cite
NPRM	01/00/99	

Action	Date	FR Cite
NPRM Comment Period End	02/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive, North, St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648–AL81

721. • COMPREHENSIVE AMENDMENT ADDRESSING ESSENTIAL FISH HABITAT IN FISHERY MANAGEMENT PLANS OF THE SOUTH ATLANTIC REGION

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: NPRM, Statutory, October 11, 1998.

See Additional Information

Abstract: The comprehensive habitat amendment will identify essential fish habitat (EFH) for the shrimp, red drum, snapper-grouper, coastal migratory pelagics, coral, coral reefs, and live/hard bottom resources, spiny lobster, and golden crab fisheries of the South Atlantic Region. EFH-Habitat Areas of Particular Concern will be identified and regulations designed to reduce or eliminate the impact of fisheries on EFH may be presented.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	11/00/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: Legal Deadline: Under 16 USC 1853 note, each Regional Fishery Management Council must submit to NMFS amendments to its fishery management plans and any associated proposed regulations

DOC—NOAA

Proposed Rule Stage

bringing them into compliance with the Sustainable Fisheries Act (P.L. 104-297). Final regulations to be published within 30 days of NPRM comment period.

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648-AL84

722. • COMPREHENSIVE AMENDMENT ADDRESSING SUSTAINABLE FISHERIES ACT DEFINITIONS AND OTHER REQUIRED PROVISIONS IN FISHERY MANAGEMENT PLANS OF THE SOUTH ATLANTIC REGION

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: NPRM, Statutory, October 11, 1998.

See Additional Information.

Abstract: The comprehensive Sustainable Fisheries Act (SFA) amendment will amend existing fishery management plans (FMPs) for shrimp, red drum, snapper-grouper, coastal migratory pelagics, coral, coral reefs, and live/hard bottom resources, spiny lobster, and golden crab to ensure (1) they are in conformance with SFA section 102 definitions, (2) that bycatch provisions are in conformance with SFA section 108 provisions, (3) they address fishery impact statements that describe the likely effects of management measures on fishing communities, (4) they address overfishing provisions specifying objective and measurable criteria for identifying whether a fishery is overfished, and (5) they propose measures to rebuild overfished stocks in fisheries of the South Atlantic Region.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	12/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Additional Information: Under 16 USC 1853 note, each Regional Fishery Management Council must submit to NMFS amendments to its fishery management plans and any associated proposed regulations bringing them into compliance with the Sustainable Fisheries Act (P.L. 104-297). Final regulations to be published within 30 days of NPRM comment period.

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648-AL85

723. • COMPREHENSIVE AMENDMENT ADDRESSING SUSTAINABLE FISHERIES ACT REQUIREMENTS REGARDING OVERFISHING, BYCATCH, FISHING COMMUNITIES AND PROVISIONS FOR FISHERY MANAGEMENT PLANS FOR THE CARIBBEAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: NPRM, Statutory, October 11, 1998.
See Additional Information.

Abstract: The comprehensive amendment will amend the Caribbean Fishery Management Council's existing fishery management plans for queen conch, coral resources, and reef fish to address the Sustainable Fisheries Act requirements regarding section 102 definitions, bycatch provisions, fishery impact statements, regarding effects of fishing communities, and preventing overfishing and rebuilding overfished stocks.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	12/00/98	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Additional Information: Under 16 USC 1853 note, each Regional Fishery Management Council must submit to NMFS amendments to its fishery management plans and any associated proposed regulations bringing them into compliance with the Sustainable Fisheries Act (P.L. 104-297). Final regulations to be published within 30 days of NPRM comment period.

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648-AL86

724. SEA TURTLE MONITORING AND CONSERVATION MEASURES FOR NONSHRIMP FISHERIES

Priority: Other Significant

Legal Authority: 16 USC 1531 et seq

CFR Citation: 50 CFR 217; 50 CFR 222; 50 CFR 227

Legal Deadline: None

Abstract: NMFS proposes to protect sea turtles through the implementation of sea turtle conservation measures on nonshrimp fisheries. Bottom trawlers in the mid-Atlantic take sea turtles when not using turtle excluder devices (TEDs) and may jeopardize the continued existence of endangered sea turtles. NMFS proposes to require TEDs in all bottom trawlers operating from Texas through Delaware. Other non-shrimp fisheries using tow lines, gill nets, or other gear probably take significant numbers of sea turtles. In order to better quantify that level of take, NMFS proposes to require observers in all fisheries suspected of taking turtles in all U.S. waters.

Timetable:

Action	Date	FR Cite
ANPRM	07/10/92	57 FR 30709
ANPRM Comment Period End	08/08/92	
NPRM	09/00/99	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Therese Conant, Endangered Species Division, Office of Protected Resources, Department of

DOC—NOAA

Proposed Rule Stage

Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, 1315 East-West Highway, SSMC#1, Silver Spring, MD 20910
Phone: 301 713-1401
RIN: 0648-AE54

725. TAKING AND IMPORTING OF MARINE MAMMALS: TUNA PURSE SEINE VESSEL OBSERVER EXPENSES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216.24

Legal Deadline: None

Abstract: NMFS proposes to amend its regulations governing the reimbursement of tuna vessel owners for the cost of carrying NMFS observers (50 CFR 216.24(f)(4)). The regulations require that a U.S.-flag tuna purse seine vessel holding a certificate of inclusion under the general permit issued to the American Tunaboat Association carry an observer when assigned by the Director, Southwest Region, NMFS. The regulations currently require that NMFS reimburse vessel operators for all costs associated with carrying the observers. The proposed rule change would require that "the vessel owner shall incur all reasonable costs directly related to the quartering and maintaining of such observers on board such vessels."

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 301 980-4001

RIN: 0648-AG35

726. DESIGNATED CRITICAL HABITAT; PACIFIC STEELHEAD

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1533

CFR Citation: 50 CFR 226

Legal Deadline: NPRM, Statutory, February 16, 1995. Final, Statutory, August 18, 1998.
Endangered Species Act section 4(b)(3)(D)(ii). If steelhead are listed under the ESA by 8/9/97, then critical habitat designation will be due 8/9/98.

Abstract: This rule will propose critical habitat for 9 stocks of Pacific Steelhead as follows: 5 stocks listed under Endangered Species Act on 8/18/97 2 stocks listed on 3/18/98, and 2 stocks proposed for listing on 3/10/98. (62 FR 43937, 63 FR 13347, 63 FR 11798 respectively)

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
NPRM Comment Period End	12/00/98	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Lisa Lierheimer, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, F/PR3, Silver Spring, MD 20910
Phone: 301 713-0376
Fax: 301 713-0376

RIN: 0648-AG49

727. PROPOSED RULE TO PROVIDE REGULATIONS FOR PERMITS FOR CAPTURE, TRANSPORT, IMPORT AND EXPORT OF PROTECTED SPECIES FOR PUBLIC DISPLAY, AND FOR MAINTAINING A CAPTIVE MARINE MAMMAL INVENTORY

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 1372 (c)

CFR Citation: 50 CFR 216

Legal Deadline: None

Abstract: This proposed rule would revise and simplify criteria and procedures specific to permits for

taking, transporting, importing, and exporting protected species for public display and provide convenient formats for reporting marine mammal captive holdings and transports as required by amendments made in 1994 to the Marine Mammal Protection Act.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	
NPRM Comment Period End	12/00/98	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Ann Hochman, Permits Analyst, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2289

RIN: 0648-AH26

728. PROPOSED RULE GOVERNING THE ISSUANCE OF PERMITS FOR MARINE MAMMAL PHOTOGRAPHY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1372 (c)(6)

CFR Citation: 50 CFR 216

Legal Deadline: None

Abstract: This rule will provide for the issuance of permits to take marine mammals by only level B harassment for the purpose of educational or commercial photography.

Timetable:

Action	Date	FR Cite
NPRM	03/00/99	

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Trevor Spradlin, Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2289

RIN: 0648-AH31

DOC—NOAA

Proposed Rule Stage

729. AMEND REGULATIONS GOVERNING THE TAKING AND IMPORTING OF MARINE MAMMALS**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1371 (a)(6)**CFR Citation:** 50 CFR 216**Legal Deadline:** None

Abstract: The proposed rule implements certain changes in the prohibitions on importing or exporting marine mammals or marine mammal parts and products that occurred with the enactment of the Marine Mammal Protection Act Amendments of 1994 (Pub. L. 104-238). This action prohibits the export of marine mammals or marine mammal products for purposes other than public display, scientific research, or enhancing the survival of a species or stock and establishes three new categories of exceptions to the prohibition on importing marine mammal parts and products. This is a noncontroversial action that is not significant as it will have only minor effects on a small number of people, most of whom will benefit by the new exceptions.

Timetable:

Action	Date	FR Cite
NPRM	02/00/99	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Tom McIntyre, Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2289

RIN: 0648-AH83**730. IMPLEMENTATION OF 1997 MMPA AMENDMENTS AFFECTING YELLOWFIN TUNA PURSE SEINE FISHING IN THE EASTERN TROPICAL PACIFIC****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1361 et seq**CFR Citation:** 50 CFR 216.24**Legal Deadline:** None

Abstract: This rule would implement the 1997 amendments to the Marine Mammal Protection Act (MMPA) regarding regulation of the US

yellowfin tuna fishery in the eastern tropical Pacific Ocean, and the regulation of yellowfin tuna into the United States from other nations.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Additional Information: Legislation amending the MMPA regarding the yellowfin tuna fishery will require implementation of regulations 3 months after the effective date of the legislation.

Agency Contact: Hilda Diaz-Soltero, Regional Administrator, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AI85**731. ENDANGERED AND THREATENED SPECIES: PROPOSED RULE GOVERNING TAKE OF WEST COAST STEELHEAD****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 to 1543; 16 USC 1361 et seq**CFR Citation:** 50 CFR 227**Legal Deadline:** None

Abstract: The regulation will propose section 9(a) prohibitions for endangered species, with certain exceptions for certain benign and beneficial actions for threatened species of west coast steelhead.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
Final Action	02/00/99	
Final Action Effective	03/00/99	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Kellie Carter, Fishery Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-1401
Fax: 301 713-0376
Email: kellie.carter@noaa.gov

RIN: 0648-AK94**732. LIST OF FISHERIES FOR 1999****Priority:** Routine and Frequent**Legal Authority:** 16 USC 1361**CFR Citation:** 50 CFR 229**Legal Deadline:** Final, Statutory, December 30, 1998.

Abstract: The List of Fisheries, published pursuant to section 118 of the Marine Mammal Protection Act, classifies all U.S. commercial fisheries into one of three categories based on the level of incidental serious injuries and mortality to marine mammals. Participants in fisheries placed in category I, II or III are subject to different regulatory requirements under 50 CFR 229.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Cathy Eisele, Fishery Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2322
Fax: 301 713-0376
Email: cathy.eisele@noaa.gov

RIN: 0648-AK95**733. • SECTION 4(D) OF ESA PROTECTIVE REGULATIONS FOR JOHNSON SEAGRASS, A THREATENED SPECIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 227**Legal Deadline:** None

Abstract: NMFS will issue protective regulations for Johnson's seagrass, a threatened species under section 4(d) of the Endangered Species Act (ESA). This will allow NMFS to tailor protective measures to best fit Johnson's seagrass.

DOC—NOAA

Proposed Rule Stage

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	
Final Action	12/00/98	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** Businesses, Governmental Jurisdictions**Government Levels Affected:**

Undetermined

Agency Contact: Angela Somma, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, SSMC #3, Silver Spring, MD 20910

Phone: 301 713-1401

Fax: 301 713-0376

Email: angela.somma@noaa.gov

RIN: 0648-AL59**734. • DETERMINATION OF CRITICAL HABITAT FOR JOHNSON'S SEAGRASS**

Priority: Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.

Legal Authority: 16 USC 1531 et seq**CFR Citation:** 50 CFR 227

Legal Deadline: Final, Statutory. The Endangered Species Act requires the designation of critical habitat, if any is designated, within one year of listing a species as threatened or endangered.

Abstract: The Endangered Species Act requires that critical habitat for a threatened or endangered species be designated within one year of listing that species under the Act. NMFS will determine if it will designate critical habitat for Johnson's seagrass, and if so, will designate it.

Timetable:

Action	Date	FR Cite
NPRM	03/00/99	
Final Action	05/00/99	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:**

Undetermined

Agency Contact: Angela Somma, Endangered Species Division, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, SSMC-3, Silver Spring, MD 20910

Phone: 301 713-1401

Fax: 301 713-0376

Email: angela.somma@noaa.gov

RIN: 0648-AL82**NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT****735. REVISION OF FEDERAL CONSISTENCY REGULATIONS UNDER THE COASTAL ZONE MANAGEMENT ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1451 et seq**CFR Citation:** 15 CFR 930**Legal Deadline:** None

Abstract: This rulemaking will revise the Federal consistency regulations to streamline and clarify procedural requirements.

Timetable:

Action	Date	FR Cite
NPRM	11/00/98	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** State, Federal

Agency Contact: Margo F. Jackson, Asst. General Counsel for Ocean Services, Office of General Counsel, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway, 6th Floor, Silver Spring, MD 20910

Phone: 301 713-2967

RIN: 0648-AD83**736. REVISION OF OVERFLIGHT REGULATIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1431 to 1445**CFR Citation:** 15 CFR 922**Legal Deadline:** None

Abstract: These regulations are being revised to clarify that they are for resource protection purposes.

Timetable:

Action	Date	FR Cite
NPRM	12/00/98	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Elizabeth Moore, Sanctuaries and Resources Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM 2), Silver Spring, MD 20910

Phone: 301 713-3145

RIN: 0648-AI91**737. NOTICE OF PROPOSED ADMINISTRATIVE CHANGES TO COASTAL NONPOINT POLLUTION CONTROL PROGRAM****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1455b**CFR Citation:** None**Legal Deadline:** None

Abstract: NOAA and EPA plan to make administrative changes to the Coastal Nonpoint Pollution Control Program, developed under section 6217 of the Coastal Zone Act Reauthorization Amendments, 16 USC 1455b. The Amendments require States and territories with coastal zone management programs that have received approval under section 306 of the Coastal Zone Management Act to develop and implement coastal nonpoint pollution control programs. In response to coastal States' concerns over: the ability to target the program; enforceable policies and mechanisms; timeframes; and resources to implement coastal nonpoint programs, NOAA and EPA recently completed a dialogue with the coastal States and other interested parties, and plan to make administrative changes.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Joseph A. Urvilch, Chief, Coastal Programs Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-3155

RIN: 0648-AK62

DOC—NOAA

Proposed Rule Stage

738. INTERAGENCY CONSULTATION FOR THE NATIONAL MARINE SANCTUARY PROGRAM**Priority:** Other Significant**Legal Authority:** 16 USC 1432**CFR Citation:** 15 CFR 922**Legal Deadline:** None**Abstract:** NOAA plans to issue regulations to implement the Federal-agency requirements of the National Marine Sanctuaries Act.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Stephanie Campbell, Attorney-Adviser, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway, Room 6111, Silver Spring, MD 20910
Phone: 301 713-2967
Fax: 301 713-4408**RIN:** 0648-AL06**739. OLYMPIC COAST NATIONAL MARINE SANCTUARY—ADDITION OF DEFINITION FOR SEABIRDS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1431 et seq**CFR Citation:** 15 CFR 922**Legal Deadline:** None**Abstract:** NOAA plans to issue regulations to add a definition of the term "seabirds" for the Olympic Coast National Marine Sanctuary. The term "seabird" is used in that sanctuary's regulatory prohibitions. The regulations will define seabird to mean a member of any avian species that spends part or all of its life cycle (e.g., feeding) in or over the sanctuary, including shorebirds, waterfowl, and birds of prey.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Stephanie Thornton, Chief, Sanctuaries and Reserves Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910
Phone: 301 713-3155**RIN:** 0648-AL09**OFFICE OF THE ADMINISTRATOR****740. • POLICIES AND PROCEDURES REGARDING PROGRAM EVALUATION AND COMPETITIVE FUNDING REQUIREMENTS WITHIN THE OFFICE OF OCEANIC AND ATMOSPHERIC RESEARCH****Priority:** Substantive, Nonsignificant**Legal Authority:** 15 USC 313; 15 USC 2901 et seq; 33 USC 883e; 33 USC 1121 et seq; 49 USC 44720**CFR Citation:** 15 CFR 919 (New)**Legal Deadline:** None**Abstract:** The Office of Oceanic and Atmospheric Research (OAR) proposes regulations on its policies and procedures for program evaluation, the solicitation, review, and approval of proposals, and conflict of interest. These proposed regulations will provide the basic principles, objectives, and procedural framework for the evaluation of OAR programs, standardize the procedures for generating, evaluating, and selecting proposals sponsored within OAR that are subject to open competition, and establish procedures for identifying and handling conflicts of interest.**Timetable:**

Action	Date	FR Cite
NPRM	10/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** State, Federal**Agency Contact:** Eugene S. Fritz, Department of Commerce, National

Oceanic and Atmospheric Administration, Office of Oceanic and Atmospheric Research, Program Development and Coordination, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-0460

Fax: 301 713-0158

Email: gene.fritz@noaa.gov

RIN: 0648-AL45**741. • NOAA PROCEDURES FOR IMPLEMENTING THE NATIONAL ENVIRONMENTAL POLICY ACT****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** None**Legal Deadline:** None**Abstract:** NOAA plans to issue proposed revised environmental review procedures for implementing the National Environmental Policy Act (NEPA) within the National Oceanic and Atmospheric Administration. The proposed revisions will update the agency's procedures published in 1984, based on changing Agency direction, laws, and public concerns. The revisions reflect new initiatives and mandates for NOAA, particularly involving the Magnuson-Stevens Act, Endangered Species Act, and Marine Mammal Protection Act. The revisions provide information on preparing NEPA documents and streamlining of NEPA and other analyses or documents within NOAA.**Timetable:**

Action	Date	FR Cite
NPRM	11/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Susan Fruchter, Acting NEPA Coordinator, Department of Commerce, National Oceanic and Atmospheric Administration, Room 5805, Washington, DC 20230
Phone: 202 482-5916**RIN:** 0648-AL58

DEPARTMENT OF COMMERCE (DOC)

Final Rule Stage

National Oceanic and Atmospheric Administration (NOAA)

NATIONAL MARINE FISHERIES
SERVICE742. FINANCIAL DISCLOSURE OF
FISHERY MANAGEMENT COUNCIL
NOMINEES, MEMBERS, AND
EXECUTIVE DIRECTORS**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 600**Legal Deadline:** None

Abstract: This rule revises the rules of conduct and financial disclosure regulations applicable to Regional Fishery Management Council nominees, appointees and voting members. The revisions would implement a provision of the Magnuson-Stevens Act that was amended by the Sustainable Fisheries Act. This provision prohibits council members from voting on matters that would have a significant and predictable effect on a financial interest disclosed in accordance with existing regulations.

Timetable:

Action	Date	FR Cite
NPRM	08/07/97	62 FR 42474
NPRM Comment Period End	09/08/97	
Final Action	10/00/98	

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** Federal

Agency Contact: Gary C. Matlock,
Director, Office of Sustainable
Fisheries, Department of Commerce,
National Oceanic and Atmospheric
Administration, 1315 East-West
Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AG16743. AMENDMENT 39 TO THE FMP
FOR GROUND FISH FISHERY OF BSAI,
AMENDMENT 41 TO THE FMP FOR
GROUND FISH OF THE GOA AND
AMENDMENT 5 TO THE FMP FOR
COMMERCIAL KING & TANNER CRAB
FISHERIES OF THE BSAI**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 679**Legal Deadline:** NPRM, Statutory.
Final, Statutory.

Final regulations to be published
within 30 days of the end of the
comment period on the proposed rule.

Abstract: This rule would implement (1) a License Limitation Program intended to halt the increase in fishing vessels and limit their fishing capacity, (2) a multi-species Community Development Quota program for certain western Alaska communities, and a BS/AT Crab Community Development (CDQ) program, CDQ reserves for the multi-species program, and a no-trawl zone in the eastern Gulf of Alaska.

Timetable:

Action	Date	FR Cite
NPRM	08/15/97	62 FR 43866
NPRM Comment Period End	09/29/97	
Final Action	10/00/98	

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** None

Agency Contact: Steven Pennoyer,
Regional Administrator, Alaska Region,
NMFS, Department of Commerce,
National Oceanic and Atmospheric
Administration, P.O. Box 21668,
Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AH65744. PROPOSED RULE TO
IMPLEMENT VESSEL IDENTIFICATION
AND REPORTING REQUIREMENTS
UNDER THE HIGH SEAS FISHING
COMPLIANCE ACT OF 1995**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 5501**CFR Citation:** 50 CFR 300**Legal Deadline:** None

Abstract: This action will implement vessel identification and reporting requirements for U.S. vessels licensed to fish on the high seas.

Timetable:

Action	Date	FR Cite
NPRM	06/25/98	63 FR 34624
NPRM Comment Period End	07/27/98	
Final Action	10/00/98	

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** None

Agency Contact: Gary Matlock,
Director, Office of Sustainable
Fisheries, NMFS, Department of
Commerce, National Oceanic and
Atmospheric Administration, 1315
East-West Highway, Silver Spring, Md.
20910

Phone: 301 713-2334

Fax: 301 713-0596

RIN: 0648-AI99745. GUIDELINES FOR THE
DESCRIPTION, IDENTIFICATION,
CONSERVATION, AND
ENHANCEMENT OF ESSENTIAL FISH
HABITAT**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 600**Legal Deadline:** Final, Statutory, April
11, 1997.

Abstract: Guidelines to assist Fishery Management Councils in the description and identification of essential fish habitat (EFH), including adverse impacts on EFH, and in the consideration of actions to conserve and enhance EFH, in fishery management plans.

Timetable:

Action	Date	FR Cite
ANPRM	11/08/96	61 FR 57843
ANPRM Comment Period End	12/09/96	
Second ANPRM	01/09/97	62 FR 1306
Second ANPRM Comment Period End	02/12/97	
NPRM	04/23/97	62 FR 19723
NPRM Comment Period End	07/08/97	
Interim Final Rule	12/19/97	62 FR 66531
Final Action	10/00/98	

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** None

Agency Contact: James P. Burgess,
Director, Office of Habitat Conservation,
NMFS, Department of Commerce,
National Oceanic and Atmospheric
Administration, 1315 East-West
Highway, Silver Spring, MD 20910-
3282

Phone: 301 713-2325

Fax: 301 713-1043

Email: james.burgess@noaa.gov

RIN: 0648-AJ30746. FINAL DEFINITION OF THE ZERO
MORTALITY RATE GOAL**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1361**CFR Citation:** 50 CFR 229**Legal Deadline:** None

DOC—NOAA

Final Rule Stage

NMFS must initiate a report to Congress on fisheries progress towards the Zero Mortality Rate Goal by April 30, 1997.

Abstract: The Marine Mammal Protection Act, as amended in 1994, requires that commercial fisheries reduce incidental serious injury and mortality of marine mammals to insignificant levels approaching a zero mortality and serious injury rate by April 30, 2001. This interim final rule provides the regulatory definition of the Zero Mortality Rate Goal as part of the new management regime for the unintentional taking of marine mammals incidental to commercial fishing operators.

Timetable:

Action	Date	FR Cite
NPRM	06/15/95	60 FR 31666
NPRM Comment Period End	09/14/95	
Interim Final Rule	06/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Cathy Eisele, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Hwy., Silver Spring, MD 20910
Phone: 301 713-2322
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Email: cathy.eisele@noaa.gov

RIN: 0648-AJ84

747. ENDANGERED AND THREATENED SPECIES: TAKE OF THREATENED SOUTHERN OREGON/NORTHERN CALIFORNIA COAST EVOLUTIONARILY SIGNIFICANT UNIT (ESU) COHO SALMON

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 et seq to 16 USC 1543 et seq subpart B Sec 227.12; 16 USC 1361 et seq

CFR Citation: 50 CFR 227

Legal Deadline: None

Abstract: On May 6, 1997, NMFS listed the Southern Oregon/Northern California Coast ESU of coho salmon as threatened. NMFS is now issuing protective regulations under section 4(d) of the ESA which will apply section 9(a) prohibitions to all activities within this ESU unless: in compliance with section 10 or other exemptions

under the ESA; in accordance with a timely application for a permit for scientific purposes to enhance propagation or survival of the species; or within carefully circumscribed harvest hatchery, research and monitoring, or habitat restoration activity exceptions.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/18/97	62 FR 38479
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Lis Lierheimer, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-1401

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Email: lisa.lierheimer@noaa.gov

RIN: 0648-AJ91

748. APPOINTMENT OF MEMBERS TO THE REGIONAL FISHERY MANAGEMENT COUNCILS

Priority: Info./Admin./Other

Unfunded Mandates: This action may affect State, local or tribal governments.

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 600

Legal Deadline: None

Abstract: Reorganizes text contained in section 600.215 (Appointments) into a more logical order and makes editorial changes for readability. It also reemphasizes the requirement for each RFMC constituent state governor, tribal indian government, and each Council nominee to comply with the March 15 nomination deadline.

Timetable:

Action	Date	FR Cite
NPRM Comment Period Extension	08/05/97	62 FR 42093
Final Action Appoint Regional Fishery Mgmt Council Members (Tribal)	09/10/97	62 FR 47584

Action	Date	FR Cite
NPRM	01/30/98	63 FR 4618
NPRM Fishery Mgmt Council Members (Obligatory and at- large)	01/30/98	63 FR 4618
NPRM Comment Period End	03/02/98	
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Gary Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AJ95

749. ADDITIONAL MEASURES OF AMENDMENT 2 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE SOUTH ATLANTIC—PROCEDURES FOR TESTING AND CERTIFICATION OF BYCATCH REDUCTION DEVICES (BRDS)

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: All measures of Amendment 2 were approved by the National Marine Fisheries Service (NMFS) on February 24, 1997. Under Amendment 2, BRDs certified by the NMFS are required to be used in all penaeid shrimp trawls in the exclusive economic zone (EEZ) in the South Atlantic (EEZ off North Carolina to Florida inclusive). The final rule to implement Amendment 2, effective April 21, 1997, certified three BRDs for such use (73 FR 18536). Amendment 2 specifies that a testing protocol would be developed so that additional BRDs could be tested and implemented, if they meet the bycatch reduction criterion for Spanish mackerel and weakfish (must reduce bycatch by 40 percent in number of weakfish and Spanish mackerel). The testing protocol was not completed when the proposed rule to implement Amendment 2 was published but was published with the

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final rule. This action would implement that part of Amendment 2 allowing testing of new BRDs and would specify that a person who proposes a BRD for certification must test such BRD and submit the results to the Regional Administrator, Southeast Region, NMFS, in accordance with the "Bycatch Reduction Device Testing Protocol Manual" which contains the testing protocol and the specific reporting requirements for the test results.

Timetable:

Action	Date	FR Cite
NPRM	06/03/98	63 FR 30174
NPRM Comment Period End	07/06/98	
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** None

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive, North, St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AK29

750. ENDANGERED AND THREATENED SPECIES; REGULATIONS CONSOLIDATION**Priority:** Info./Admin./Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 44 USC 3501 et seq; 16 USC 1531 et seq; 16 USC 742a et seq; 31 USC 9701 Act of August 31, 1951, 65 Stat. 290; 16 USC 1361 et seq

CFR Citation: 50 CFR 217; 50 CFR 220; 50 CFR 221; 50 CFR 222; 50 CFR 223; 50 CFR 225; 50 CFR 226; 50 CFR 227

Legal Deadline: None

Abstract: This final rule consolidates and reorganizes existing regulations regarding implementation of the Endangered Species Act. The action is part of the President's Regulatory Reinvention Initiative.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Therese Conant, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East West Highway, Silver Spring, MD 20910
Phone: 301 713-1401
Fax: 301 713-0376

RIN: 0648-AK34

751. PROPOSED HIGHLY MIGRATORY SPECIES PROCESS**Priority:** Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq; 16 USC 971 et seq

CFR Citation: 50 CFR 630

Legal Deadline: None

Abstract: NMFS proposes to revise the administrative procedures it follows to prepare and issue highly migratory species (HMS) management plans (FMPs), FMP amendments and implementing regulations for the Atlantic Ocean, Gulf of Mexico and Caribbean Sea in response to recent amendments to the Magnuson-Stevens Fishery Management Act.

Timetable:

Action	Date	FR Cite
NPRM	09/18/97	62 FR 48990
NPRM Comment Period End	10/15/97	
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AK40

752. REGULATORY AMENDMENT TO FISHERY MANAGEMENT PLAN FOR GOLDEN CRAB FISHERY OF SOUTHERN ATLANTIC STATES**Priority:** Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: Regulatory amendment, under the framework procedure for adjusting management measures of the Fishery Management Plan for the Golden Crab Fishery of the South Atlantic Region (FMP), that would: Extend through January 31, 1999, the authorized use of wire cable in the golden crab fishery in the South Atlantic exclusive economic zone; revise the vessel size limitations applicable when a vessel permit is transferred to another vessel; remove from final regulations implementing the FMP the eligibility criteria and procedures for obtaining initial commercial permits in the golden crab fishery.

Timetable:

Action	Date	FR Cite
NPRM	06/26/98	63 FR 34842
NPRM Comment Period End	07/13/98	
Final Action	10/00/98	
Final Action Effective	11/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 813 570-5301

RIN: 0648-AK43

753. ENDANGERED AND THREATENED SPECIES: PROPOSED THREATENED STATUS AND DESIGNATED CRITICAL HABITAT FOR WEST COAST SOCKEYE SALMON**Priority:** Substantive, Nonsignificant

Legal Authority: 16 USC 1531 to 1543; 16 USC 1361 et seq

CFR Citation: 50 CFR 226; 50 CFR 227

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Legal Deadline: None

Abstract: NMFS has completed a comprehensive review of west coast sockeye salmon in Washington, Oregon and California and has identified 6 evolutionarily significant units (ESUs) within this range. NMFS is now fashioning a proposed rule to list one ESU as threatened under the Endangered Species Act. NMFS is also proposing critical habitat which will encompass the species current freshwater and estuarine range.

Timetable:

Action	Date	FR Cite
NPRM	03/10/98	63 FR 11750
NPRM Comment Period End	06/30/98	63 FR 30455
Final Action	03/00/99	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Kellie Carter, Fishery Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
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Fax: 301 713-0376
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RIN: 0648-AK52

754. ENDANGERED AND THREATENED SPECIES: PROPOSED ENDANGERED STATUS AND DESIGNATED CRITICAL HABITAT FOR COASTWIDE CHUM SALMON

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 to 1543; 16 USC 1361 et seq

CFR Citation: 50 CFR 226; 50 CFR 227

Legal Deadline: Final, Statutory, March 10, 1999.

Abstract: NMFS has completed a comprehensive status review for chum salmon populations in Washington, Oregon and California and has identified evolutionarily significant units (ESUs) within the range. NMFS is now issuing a proposed rule to list appropriate ESUs under the Endangered Species Act. NMFS is also proposing critical habitat for ESUs proposed for listing.

Timetable:

Action	Date	FR Cite
NPRM	03/10/98	63 FR 11773
NPRM Comment Period End	06/30/98	63 FR 30455
Final Action	03/00/99	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Kellie Carter, Fishery Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
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Fax: 301 713-0376
Email: kellie.carter@noaa.gov

RIN: 0648-AK53

755. ATLANTIC BILLFISH SIZE LIMITS AND TOURNAMENT NOTIFICATION REQUIREMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 644

Legal Deadline: None

Abstract: NMFS increases the minimum size limit for Atlantic White and Blue Marlins, and institutes a requirement to notify NMFS of tournaments involving any Atlantic billfish.

Timetable:

Action	Date	FR Cite
Interim Final Rule	09/29/98	63 FR 51859
Interim Final Rule Comment Period End	11/23/98	
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Gary C. Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334
Fax: 301 713-0596

RIN: 0648-AK88

756. • FISHERY DISASTER RELIEF

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: NOAA plans to issue an interpretative rule on disaster assistance under section 312(a) of the Magnuson-Stevens Act.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Michael L. Grable, Chief, Financial Services Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2390
Fax: 301 713-1939

RIN: 0648-AL13

757. • INTERIM RULE TO CERTIFY THREE BYCATCH REDUCTION DEVICES (BRDS) UNDER AMENDMENT 9 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 622

Legal Deadline: None

Abstract: Amendment 9 requires the use of NMFS-certified BRDs in shrimp trawls towed in the Gulf of Mexico exclusive economic zone (EEZ), shoreward of the 100-fm (183-m) depth contour west of 85 degree 30 minutes west longitude, the approximate longitude of Cape San Blas, Florida. This interim rule certifies three BRDs, the Jones-Davis, fisheye (5-mesh), and fisheye (offset), as meeting the red snapper bycatch reduction criterion embodied in Amendment 9 on an interim basis.

Timetable:

Action	Date	FR Cite
NPRM	05/19/98	63 FR 27499
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast

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Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301
RIN: 0648-AL14

758. • INTERIM RULE TO REQUIRE SHRIMP TRAWL VESSEL OBSERVERS, LOGBOOKS, AND MONITORING SYSTEMS IN THE EXCLUSIVE ECONOMIC ZONE OF THE GULF OF MEXICO

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 622
Legal Deadline: None

Abstract: This interim rule provides NMFS with the regulatory authority to implement a mandatory shrimp trawl vessel observer program, a logbook program and a vessel monitoring system (VMS) starting May 1, 1998, in the Exclusive Economic Zone (EEZ) of the Gulf of Mexico. These interim measures are needed for provide statistically valid estimates of the operational efficiency of NMFS certified bycatch reduction devices (BRDs) for reducing juvenile red snapper bycatch mortality and for estimating bycatch of that species. An intensive short-term research program will be conducted between May 1, 1998, and August 31, 1998, to measure and estimate these parameters. The results of this study will determine how much, if any, of red snapper total allowable catch (TAC) will be released for harvest for the fall season beginning September 1, 1998 under a separate interim rule. Currently 6.0 million pounds (MP) of the 9.12 MP TAC has been released for the Spring season. If BRDs reduce shrimp trawl-induced mortality of juvenile red snapper by 50 percent or less, no reserve TAC will be released in order to prevent overfishing of that species.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/19/98	63 FR 27486
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Undetermined

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648-AL15

759. • REGULATORY AMENDMENT TO IMPLEMENT STAND-DOWN REQUIREMENT FOR CATCHER VESSELS TRANSITING BETWEEN BERING SEA AND ALEUTIAN ISLANDS AND GULF OF ALASKA

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 679

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of the end of the comment period of the proposed rule.

Abstract: This action would impose a stand-down requirement for all trawl catcher vessels transiting between the Bering Sea and Aleutian Islands and Gulf of Alaska management areas during times the pollock or Pacific cod fisheries are open in either area to reduce risk of harvest overruns.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228

RIN: 0648-AL26

760. • VESSEL TRACKING SYSTEM POWER DOWN EXEMPTION RULE

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 648

Legal Deadline: None

Abstract: This action would change the name Vessel Tracking System to Vessel Monitoring System (VMS) and would change the VMS operating requirements

for vessels to allow the VMS unit to be turned off if the vessel is out of the water continuously for more than 72 consecutive hours, provided the vessel obtains and complies with a letter of exemption.

Timetable:

Action	Date	FR Cite
NPRM	07/28/98	63 FR 40253
NPRM Comment Period End	08/27/98	
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Jon Rittgers, Acting Regional Administrator, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200

RIN: 0648-AL35

761. • EMERGENCY INTERIM RULE TO RELEASE THE REMAINING 1998 RECREATIONAL AND COMMERCIAL QUOTA RESERVES FOR GULF OF MEXICO RED SNAPPER

Priority: Substantive, Nonsignificant
Legal Authority: 16 USC 1801 et seq
CFR Citation: 50 CFR 622

Legal Deadline: Other, Statutory. Emergency rule effective for 180 days after publication and may be extended for one additional period of not more than 180 days.

Abstract: This rule releases the remainder of the 3.12 million pound 1998 reserved red snapper total allowable catch (TAC) to the commercial and recreational fisheries and closes the recreational fishery on September 30, 1998. Of the reserved TAC, 1.53 million pounds will be released to the commercial fishery on September 1, 1998, and 1.59 million pounds will be released to the recreational fishery upon issuance of the rule. The emergency rule is intended to prevent severe economic and social hardships in the red snapper commercial and recreational fisheries, and in the communities dependent upon them.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	

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Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Andrew J. Kemmerer, Regional Administrator, Southeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, 9721 Executive Center Drive N., St. Petersburg, FL 33702-2432
Phone: 727 570-5301

RIN: 0648–AL61**762. • 1999 HARVEST GUIDELINE FOR THE NORTHWESTERN HAWAIIAN ISLANDS LOBSTER FISHERY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660**Legal Deadline:** None

Abstract: This action announces the 1999 harvest guidelines for the Northwestern Hawaiian Islands crustacean fishery. The guideline is calculated according to the formula in the Fishery Management Plan for the Crustaceans Fisheries of the Western Pacific Region.

Timetable:

Action	Date	FR Cite
Final Action	02/00/99	
Final Action Effective	07/00/99	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 562 980-4001

RIN: 0648–AL63**763. • 1999-2000 MANAGEMENT MEASURES FOR COMMERCIAL, RECREATIONAL, AND TREATY INDIAN SALMON FISHERIES OFF THE COASTS OF WASHINGTON, OREGON, AND CALIFORNIA****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660**Legal Deadline:** None

Abstract: Annual management measures for the 1999-2000 fishing year would specify allowable ocean harvest levels (including quotas), allocations, management boundaries and zones, minimum size limits, gear definitions, seasons, selective fisheries, and in-season notice procedures.

Timetable:

Action	Date	FR Cite
Final Action	04/00/99	
Final Action Effective	05/00/99	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Organizations**Government Levels Affected:** State, Local, Tribal, Federal

Agency Contact: William Stelle, Regional Administrator, Northwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648–AL64**764. • REGULATORY AMENDMENT TO IMPLEMENT A LIMITED ACCESS PROGRAM THAT REQUIRES SPECIES ENDORSEMENTS TO PARTICIPATE IN FISHERIES TARGETING CERTAIN GROUND FISH SPECIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of interim final rule comment period.

Abstract: Regulations would implement species-specific permit endorsement requirements for commercial groundfish fisheries. Limited entry permit holders would be either allowed to or prohibited from landing those species, based on historic dependence on those species.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/00/99	
Final Action	10/00/99	
Final Action Effective	11/00/99	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Federal

Agency Contact: William Stelle, Regional Administrator, Northwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070
Phone: 206 526-6150

RIN: 0648–AL65**765. • REGULATORY AMENDMENT TO ALLOW LIMITED ENTRY TRAWLERS TO RETAIN GROUND FISH TAKEN IN EXCESS OF CUMULATIVE TRIP LIMITS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of interim final rule comment period.

Abstract: Regulations would allow limited entry groundfish trawlers to retain groundfish taken in excess of cumulative trip limits. Groundfish in excess of trip limits, "overage," would be sold to designated processors, at no profit to the fisher. Proceeds from the sale of groundfish overages would be placed in a fund managed by the Pacific States Marine Fisheries Commission. This fund will be used to conduct research on Pacific coast groundfish stocks.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/00/99	
Final Action	02/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** State, Federal

Agency Contact: William Stelle, Regional Administrator, Northwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-070
Phone: 206 526-6150

RIN: 0648–AL68

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766. • REGULATORY AMENDMENT TO ALLOCATE LINGCOD AND BOCACCIO ROCKFISH BETWEEN COMMERCIAL AND RECREATIONAL GROUND FISH FISHERIES**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660**Legal Deadline:** Final, Statutory. Final regulations to be published within 30 days of end of interim final rule comment period.**Abstract:** Regulations would set allocations of lingcod and bocaccio rockfish between the commercial and recreational fisheries for Pacific Coast groundfish.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	01/00/99	
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** State, Federal**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-0070
Phone: 206 526-6150**RIN:** 0648-AL69**767. • FRAMEWORK TO IMPLEMENT ANNUAL MANAGEMENT MEASURES FOR NORTHEAST MULTISPECIES FISHERY MANAGEMENT PLAN****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648**Legal Deadline:** None**Abstract:** This regulation would implement annual management measures for the Northeast Multispecies fishery for the fishing year beginning May 1, 1999.**Timetable:**

Action	Date	FR Cite
Final Action	04/00/99	
Final Action Effective	05/00/99	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:**

Undetermined

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200**RIN:** 0648-AL72**768. INTERIM FINAL RULE FOR ATLANTIC SEA SCALLOP FISHERY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648**Legal Deadline:** Final, Statutory. Final Regulations to be published within 30 days of end of NPRM comment period**Abstract:** This action would amend the regulations implementing the Atlantic Sea Scallop Fishery Management Plan for 90 days to include a prohibition on all trawl and dredge vessels fishing for and retaining scallops in the newly defined Hudson Canyon South closed area and Virginia Beach closed area.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	03/31/98	63 FR 15324
Final Action	04/00/99	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** Action effective 04/03/98 through 09/27/98. Comments were received through April 30, 1998.**Agency Contact:** Dr. Andrew A. Rosenberg, Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9300**RIN:** 0648-AK68**769. CIVIL PROCEDURES****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 to 1882; 16 USC 1531 to 1543; 16 USC 1361 to 1407; 16 USC 3371 to 3378; 16 USC 1431 to 1439; 16 USC 773 to 773k; 16 USC 951 to 961; 16 USC 1021 to 1032; 16 USC 3631 to 3644; 42 USC 9101 et seq; 30 USC 1401 et seq; 16 USC

971 to 971i; 16 USC 781 et seq; 16 USC 972 to 972b; 16 USC 916 to 916l; ...

CFR Citation: 15 CFR 904**Legal Deadline:** None**Abstract:** This interim final rule amends NOAA's regulations to make them consistent with a Federal District Court ruling on the Agency's consideration of a respondent's ability to pay when assessing a civil penalty. The amendment removed a provision which placed the burden on the respondent to raise and prove inability to pay an assessed penalty when the statute involved requires NOAA to take ability to pay into account. A subsequent amendment to the statute in the Magnuson-Stevens Fishery Conservation and Management Act will require changes to the interim final rule.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	11/02/93	58 FR 58484
Final Action	09/00/99	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Additional Information:** This rule remains in interim final status. The final rule will reflect changes necessitated by recent statutory amendments enacted as part of the Magnuson-Stevens Fisheries Conservation and Management Act.**Agency Contact:** Hugh Schratwieser, Attorney Adviser, Department of Commerce, National Oceanic and Atmospheric Administration, Office of the Assistant General Counsel for Enforcement and Litigation (GCEL), 8484 Georgia Ave. 4th Fl, Silver Spring, MD 20910
Phone: 301 427-2202**RIN:** 0648-AF96**770. PERFORMANCE STANDARDS FOR TUNA VESSEL OPERATORS****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1361 et seq**CFR Citation:** 50 CFR 216**Legal Deadline:** None**Abstract:** NOAA has established a system of performance standards for operators of U.S.-flag tuna purse seine fishing vessels that catch yellowfin

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tuna associated with marine mammals in the eastern tropical Pacific Ocean.

Timetable:

Action	Date	FR Cite
NPRM	11/01/89	54 FR 46086
NPRM Comment Period End	12/01/89	
Interim Final Rule	05/17/90	55 FR 20458
Interim Final Rule Comment Period End	09/03/90	
Final Action	12/00/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Hilda Diaz-Soltero, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AD03

771. TAKING AND IMPORTING OF MARINE MAMMALS; DOLPHIN MORTALITY LIMITS DURING PURSE SEINE SETS ON MARINE MAMMALS IN THE EASTERN TROPICAL PACIFIC

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216.24

Legal Deadline: None

Abstract: This interim final rule will amend the current performance standards in the Marine Mammal Protection Act (MMPA) regulations to ensure that U.S. vessels can be legally prevented from making sets on tuna associated with dolphins in the eastern tropical Pacific Ocean once the vessel's dolphin mortality limit is reached. This rule also implements portions of the International Dolphin Conservation Act of 1992.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/19/93	58 FR 29127
Final Action	12/00/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Hilda Diaz-Soltero, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and

Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213

Phone: 310 980-4001

RIN: 0648-AF07

772. TAKE OF MARINE MAMMALS BY THE U.S. NAVY INCIDENTAL TO MILITARY ACTIVITIES IN THE SOUTH ATLANTIC OF THE UNITED STATES

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216

Legal Deadline: None

Abstract: The U.S. Navy has petitioned NMFS for regulations that would authorize a small take of marine mammals incidental to ship shock trials in oceanic waters offshore Florida or Virginia. Under the Marine Mammal Protection Act, NMFS is allowed to authorize these takings if certain findings are made and regulations are issued that include requirements for monitoring and reporting.

Timetable:

Action	Date	FR Cite
ANPRM	06/14/96	61 FR 30212
ANPRM Comment Period End	07/15/96	
NPRM	08/02/96	61 FR 40377
NPRM Comment Period End	09/17/96	
Final Action	10/00/98	
Final Action Effective	11/00/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Kenneth Hollingshead, Fishery Biologist, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2055

RIN: 0648-AG55

773. DESIGNATED CRITICAL HABITAT; CENTRAL CALIFORNIA COAST AND SOUTHERN OREGON/NORTHERN CALIFORNIA COAST COHO SALMON

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1533

CFR Citation: 50 CFR 226

Legal Deadline: Final, Statutory, October 31, 1997.

Critical habitat designation for central California coast coho salmon is due one year after the listing, or 10/31/97.

Critical habitat designation for Southern Oregon/Northern (cont)

Abstract: NMFS proposed to designate critical habitat for two Evolutionarily Significant Units (ESUs) of coho salmon (*Oncorhynchus kisutch*) pursuant to the Endangered Species Act (ESA) of 1973. Critical habitat for the Central California Coast ESU encompasses accessible reaches of all rivers (including estuarine areas and tributaries) between Punta Gorda and the San Lorenzo River (inclusive) in California. Also included are two rivers entering San Francisco Bay: Mill Valley Creek and Corte Madera Creek. Critical habitat for the Southern Oregon/Northern California Coast ESU encompasses accessible reaches of all rivers (including estuarine areas and tributaries) between the Mattole River in California and the Elk River in Oregon, inclusive.

Timetable:

Action	Date	FR Cite
NPRM	06/10/98	63 FR 23710
Final Action	10/00/98	
Final Action Effective	11/00/98	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Federal

Additional Information: LEGAL DEADLINE CONT: California coast coho salmon is due one year after the listing, or 5/6/98.

Agency Contact: Michelle Rogers, Fisheries Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, F/PR3, Silver Spring, MD 20910

Phone: 301 713-0376

Email: michelle.rogers@noaa.gov

RIN: 0648-AG56

774. TAKING AND IMPORTING OF MARINE MAMMALS: PROPOSED RULE PROHIBITING U.S. CITIZENS FROM ENCIRCLING MARINE MAMMALS DURING TUNA FISHING OPERATIONS

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216.24

DOC—NOAA

Final Rule Stage

Legal Deadline: NPRM, Statutory. Final, Statutory, March 1, 1994.

Abstract: This rule proposes implementation of section 307 (a)(2) of the International Dolphin Conservation Act, which makes it unlawful for any person or vessel that is subject to the jurisdiction of the United States, intentionally to set a purse seine net or to encircle any marine mammal during any tuna fishing operation, with certain exceptions.

Timetable:

Action	Date	FR Cite
NPRM	10/12/94	59 FR 51552
NPRM Comment Period End	11/14/94	
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Hilda Diaz-Soltero, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 West Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 310 980-4001

RIN: 0648-AH04

775. FINAL RULE TO ESTABLISH GUIDELINES FOR NONLETHALLY DETERRING MARINE MAMMALS FROM ENDANGERING PERSONAL SAFETY OR DAMAGING PUBLIC OR PRIVATE PROPERTY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq The Marine Mammal Protection Act

CFR Citation: 50 CFR 216

Legal Deadline: Final, Statutory, January 1, 1995.

Abstract: On April 30, 1994, the President signed Pub. L. 103-238, the Marine Mammal Protection Act Amendments of 1994. One part of this law implemented a new section 101(a)(4) to authorize the nonlethal harassment takings by citizens of the United States to deter marine mammals from: (1) Damaging commercial fishing gear or catch; (2) damaging private property; (3) endangering public safety; or (4) damaging public property. The amendments require a list of guidelines for use in safely deterring marine mammals and provide for prohibiting certain deterrent measures that may

have a significant adverse impact on marine mammals.

Timetable:

Action	Date	FR Cite
NPRM	05/05/95	60 FR 22345
NPRM Comment Period End	07/05/95	
Final Action	10/00/98	
Final Action Effective	11/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Kenneth R. Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, Office of Protected Resources, 1315 East-West Highway, Silver Spring, MD 20910-3226
Phone: 301 713-2055

RIN: 0648-AH19

776. GENERAL AUTHORIZATION FOR SCIENTIFIC RESEARCH INVOLVING LEVEL B HARASSMENT

Priority: Substantive, Nonsignificant

Unfunded Mandates: This action may affect State, local or tribal governments and the private sector.

Legal Authority: 16 USC 1151 et seq Fur Seal Act; 16 USC 1631 et seq Marine Mammal Protection Act

CFR Citation: 50 CFR 216

Legal Deadline: Final, Statutory, August 30, 1994.

Abstract: This final rule is required by the 1994 amendments to the Marine Mammal Protection Act. These regulations establish a general authorization for bona fide scientific research on non-endangered and non-threatened marine mammals that may result in harassment with only the potential to disturb. Inclusion under the general authorization is achieved by letter of intent to the National Marine Fisheries Service and a letter of confirmation from the Service.

Timetable:

Action	Date	FR Cite
Interim Final Rule	10/03/94	59 FR 50372
Interim Final Rule Comment Period End	11/17/94	
Final Action	01/00/99	
Final Action Effective	02/00/99	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Federal

Agency Contact: Ruth Johnson, Marine Resources Management Specialist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910-3226

Phone: 301 713-2289

RIN: 0648-AH20

777. DESIGNATED CRITICAL HABITAT; GREEN AND HAWKSBILL SEA TURTLE

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1533

CFR Citation: 50 CFR 226

Legal Deadline: NPRM, Statutory, November 7, 1997. Final, Statutory, December 19, 1998.

Petition to designate critical habitat was received 11/07/96. According to regulations, we have 1-year to propose rulemaking.

Abstract: NOAA proposes to designate critical habitat for the threatened green turtle (*Chelonia mydas*) and endangered hawksbill turtle (*Eretmochelys imbricata*) pursuant to the Endangered Species Act of 1973 (ESA). The geographic area proposed for critical habitat designation comprises the coastal waters surrounding the islands of Mona, Monito, and the Culebra archipelago, from the Mean High Water line seaward to 3 nautical miles (nm). This designation provides explicit notice to Federal agencies and the public that these areas and features are vital to the conservation of the species.

Timetable:

Action	Date	FR Cite
NPRM	12/19/97	62 FR 66584
NPRM Comment Period End	02/17/98	
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Barbara Schroeder, National Sea Turtle Coordinator, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-1401

DOC—NOAA

Final Rule Stage

Fax: 301 713-0376

RIN: 0648-AH88

778. TAKING OF MARINE MAMMALS INCIDENTAL TO COMMERCIAL FISHING OPERATIONS; TAKE REDUCTION PLAN REGULATIONS AND EMERGENCY REGULATIONS**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1361 et seq
The Marine Mammal Protection Act**CFR Citation:** 50 CFR 229**Legal Deadline:** None

Abstract: The Marine Mammal Protection Act amendments of 1994 (Public Law 103-238) provide for the development and implementation of take reduction plans to assist in the recovery or prevent the depletion of strategic marine mammal stocks. These take reduction plans shall be developed by take reduction teams, comprised of representatives of Federal, state, and other government agencies, as well as other non-governmental organizations. In some cases, take reduction plans may recommend regulatory measures for effective implementation. NMFS must publish proposed regulations to implement such plans for public review and comment during a period not to exceed 90 days.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/22/97	62 FR 39157
Interim Final Rule	07/22/97	62 FR 39157
Atlantic Large Whale Take Reduction Plan		
NPRM Gulf of Maine Harbor Porpoise Take Reduction Plan	08/13/97	62 FR 43302
NPRM	08/15/97	62 FR 43302
Final Action Pacific Offshore Cetacean Take Reduction Plan	10/03/97	62 FR 51805
NPRM Comment Period End	10/14/97	
Final Action	10/00/98	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Vicki Cornish, Fishery Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-2322

Fax: 301 713-0376

Donna Wieting, Fishery Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, National Marine Fisheries Service, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2322
Fax: 301 713-0376

RIN: 0648-AI84

779. DRAFT POLICIES FOR SAFE HARBOR AND CANDIDATE SPECIES CONSERVATION (CCA) AGREEMENTS**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 et seq**CFR Citation:** 50 CFR 222**Legal Deadline:** None

Abstract: The National Marine Fisheries Service and the Fish and Wildlife Service jointly proposed these policies to allow non-Federal landowners to obtain ESA section 10(a)(1)(A) enhancement of survival permits associated with a Safe Harbor or CSC Agreement. They would be between the Services and non-Federal landowners to provide a net conservation benefit to endangered species. After terms of the Agreement are completed, the enrolled lands could be returned to the baseline or agreed upon conditions through incidental taking authorized in the permit. These enhancement permits will provide non-Federal landowners, who take voluntary conservation activities agreed to in the agreements, assurances that future land use will not be restricted as a result of their conservation efforts. The enhancement of survival permits would authorize the incidental taking in performing management actions to achieve the net conservation benefit as well as incidental take authorized to return the land to target conditions upon the completion of all the management actions. Participating landowners will derive regulatory certainty, because the ESA will not prohibit them from returning their land to original or agreed upon conditions once the Agreement is fulfilled. The Agreements encourage beneficial land-use, which helps imperiled species. The FWS has its own permit regulations and has made a similar request under E.O. 12866; the request number is RIN 108-AD95.

Timetable:

Action	Date	FR Cite
NPRM	06/12/97	62 FR 113
NPRM Comment Period End	08/11/97	
Final Action	11/00/98	
Final Action Effective	12/00/98	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Governmental Jurisdictions, Organizations**Government Levels Affected:** State, Local, Tribal, Federal

Agency Contact: Margaret Lorenz, ESA Policy Coordinator, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910

Phone: 301 713-1401

Fax: 301 713-0376

RIN: 0648-AJ54

780. ENDANGERED AND THREATENED SPECIES; STATUS OF CHINOOK SALMON IN WASHINGTON, IDAHO, OREGON AND CALIFORNIA**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1531 to 1543; 16 USC 1361 et seq**CFR Citation:** 50 CFR 226; 50 CFR 227**Legal Deadline:** NPRM, Judicial, February 26, 1998. Final, Statutory, March 9, 1999.

Abstract: NMFS has completed a comprehensive status review of west coast chinook salmon populations in Washington, Oregon, Idaho and California. NMFS has identified 15 evolutionarily significant units (ESUs) of chinook within this range. NMFS is now proposing critical habitat for the ESUs that will be proposed for listing under the Endangered Species Act.

Timetable:

Action	Date	FR Cite
NPRM	03/09/98	63 FR 11482
NPRM Comment Period End	06/30/98	63 FR 30455
Final Action	03/00/99	
Final Action Effective	04/00/99	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Lisa Lierheimer, Fishery Biologist, Office of Protected

DOC—NOAA

Final Rule Stage

Resources, Department of Commerce,
National Oceanic and Atmospheric
Administration, 1315 East-West
Highway, Silver Spring, MD 20910
Phone: 301 713-1401
Fax: 301 713-0376
Email: lisa.lieberheimer@noaa.gov

RIN: 0648-AK02

781. NORTH ATLANTIC RIGHT WHALE PROTECTION

Priority: Other Significant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 229

Legal Deadline: Final, Statutory, July 15, 1997.

Court mandated deadline.

Abstract: NMFS issued an interim final rule implementing a take reduction plan to reduce serious injury and mortality to large whale species on July 22, 1997 (62 FR 3915). Fisheries covered by the plan are the multispecies groundfish gillnet fisheries in the Gulf of Maine; the Gulf of Maine lobster fisheries; the mid-Atlantic coastal gillnet fisheries; and the shark driftnet fishery.

Timetable:

Action	Date	FR Cite
Interim Final Rule	07/22/97	62 FR 3915
Final Action	01/00/99	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: None

Agency Contact: Greg Silber, Fisheries Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2322

RIN: 0648-AK41

782. TAKING OF MARINE MAMMALS INCIDENTAL TO ACTIVITIES AT VANDENBERG AIR FORCE BASE, CA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 216

Legal Deadline: None

Abstract: NMFS received a petition for regulations and an application from the 30th Space Wing, U.S. Air Force, for an incidental, small take exemption under section 101(a)(5)(A) of the

Marine Mammal Protection Act (MMPA) for the potential harassment of marine mammals incidental to missile and rocket launches, aircraft flight test operations and helicopter operations at Vandenberg Air Force Base, California.

Noise generated by aircraft and by missile and rocket launches on Vandenberg may cause negligible short-term impacts to pinnipeds hauled out on the Vandenberg coastline. Because the noise may potentially result in disturbance of pinnipeds, an MMPA authorization is warranted. As a result of this request, NMFS has proposed regulations that would authorize the incidental taking of a small number of marine mammals. The taking can be authorized if certain findings are made that include requirements for monitoring and reporting the take.

Timetable:

Action	Date	FR Cite
ANPRM	11/14/97	62 FR 61077
ANPRM Comment Period End	12/14/97	
NPRM	07/21/98	63 FR 39055
NPRM Comment Period End	09/04/98	
Final Action	12/00/98	
Final Action Effective	01/00/99	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Kenneth Hollingshead, Fishery Biologist, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2055

RIN: 0648-AK42

783. DEFINITION OF HARM UNDER THE ESA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1531 to 1543

CFR Citation: 50 CFR 227

Legal Deadline: None

Abstract: This proposed rule defines the term "harm" which is contained in the Endangered Species Act. The purpose of this rulemaking is to help resolve uncertainty concerning the type of harm that may result in a take of a listed species under the ESA.

Timetable:

Action	Date	FR Cite
NPRM	05/01/98	63 FR 24148
NPRM Comment Period End	06/30/98	
Final Action	10/00/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Tracy Jordan, Fishery Biologist, Office of Protected Resources, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-1401

Fax: 301 713-0376

Email: tracy.jordan.@noaa.gov

RIN: 0648-AK55

784. • PACIFIC OFFSHORE CETACEAN TAKE REDUCTION PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1361 et seq

CFR Citation: 50 CFR 229

Legal Deadline: None

Abstract: This interim final rule would allow vessel operators participating in the California/Oregon drift gillnet fishery for thresher shark and swordfish to use longer lines to attach pingers to the nets.

Timetable:

Action	Date	FR Cite
Final Action	10/00/98	
Final Action Effective	11/00/98	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213
Phone: 562 980-4001

RIN: 0648-AL70

DOC—NOAA

Final Rule Stage

NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT**785. THUNDER BAY NATIONAL MARINE SANCTUARY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1431 to 1445**CFR Citation:** 15 CFR 922**Legal Deadline:** None**Abstract:** These regulations will protect the ecological, recreational, and esthetic resources of the waters surrounding Thunder Bay if the area is designated as a national marine sanctuary.**Timetable:**

Action	Date	FR Cite
NPRM	06/23/97	62 FR 33768
NPRM Comment Period End	09/22/97	
Final Action	01/00/99	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Stephanie R. Thornton, Chief, Sanctuaries and Reserve Division, Department ofCommerce, National Oceanic and Atmospheric Administration, 1305 East-West Highway (N/ORM2), Silver Spring, MD 20910
Phone: 301 713-3155**RIN:** 0648-AE41**786. PROHIBITING ANCHORING BY VESSELS 50 METERS OR GREATER IN LENGTH ON TORTUGAS BANK WITHIN THE FLORIDA KEYS NATIONAL MARINE SANCTUARY****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1431 et seq**CFR Citation:** 15 CFR 922**Legal Deadline:** None**Abstract:** The National Oceanic and Atmospheric Administration is planning to amend the regulations for the Florida Keys National Marine Sanctuary to prohibit anchoring by vessels 50 meters or greater in registered length on Tortugas Bank. The preamble to this rule contains an environmental assessment for this proposed action. The intent of this rule is to protect the coral reef at Tortugas Bank.**Timetable:**

Action	Date	FR Cite
NPRM	02/11/98	63 FR 6883
NPRM Comment Period End	03/13/98	
Final Action	10/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Billy Causey, Superintendent, Florida Keys National Marine Sanctuary, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 500368, Marathon, FL 33050
Phone: 305 743-2437**RIN:** 0648-AK45**OFFICE OF THE ADMINISTRATOR****787. LICENSING OF PRIVATE COMMERCIAL REMOTE-SENSING SATELLITE SYSTEMS****Regulatory Plan:** This entry is Seq. No. 16 in Part II of this issue of the **Federal Register**.**RIN:** 0648-AC64**DEPARTMENT OF COMMERCE (DOC)**

Long-Term Actions

National Oceanic and Atmospheric Administration (NOAA)**NATIONAL MARINE FISHERIES SERVICE****788. REGULATORY AMENDMENT TO IMPLEMENT PERMIT, REPORTING, AND RECORDKEEPING REQUIREMENTS FOR PROCESSING VESSELS OVER 125 FEET AND THEIR CATCHER VESSELS: PACIFIC COAST GROUND FISH****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 660**Timetable:**

Action	Date	FR Cite
NPRM	11/19/92	57 FR 54552
NPRM Comment Period End	12/21/92	
NPRM	12/00/99	
NPRM Comment Period End	02/00/00	
Final Action	03/00/00	
Final Action Effective	04/00/00	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Federal**Agency Contact:** William Stelle

Phone: 206 526-6150

RIN: 0648-AE01**789. GENERAL PROVISIONS FOR DOMESTIC FISHERIES—STANDARD DEFINITIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 600**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Richard H. Schaefer
Phone: 301 427-2014
Fax: 301 427-2313**RIN:** 0648-AG46**790. REGULATORY AMENDMENT TO IMPOSE RESTRICTIONS ON FISHING BLACK ROCKFISH OFF OREGON****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 660**Timetable:**

Action	Date	FR Cite
NPRM	12/00/99	
NPRM Comment Period End	02/00/00	
Final Action	03/00/00	
Final Action Effective	04/00/00	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** William Stelle
Phone: 206 526-6150**RIN:** 0648-AG81

DOC—NOAA

Long-Term Actions

791. REGULATORY AMENDMENT TO REVISE THE PRODUCT RECOVERY RATE CODES FOR CERTAIN ALASKA GROUND FISH PRODUCTS**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 679**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AI87**792. AMENDMENT 10 TO THE PACIFIC COAST GROUND FISH FMP REGARDING SALMON BYCATCH IN GROUND FISH TRAWL****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 660**Timetable:**

Action	Date	FR Cite
NPRM	01/00/00	
NPRM Comment Period End	03/00/00	
Final Action	04/00/00	
Final Action Effective	05/00/00	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Federal**Agency Contact:** William Stelle
Phone: 206 526-6150**RIN:** 0648-AJ22**793. REGULATORY AMENDMENT TO IMPLEMENT BYCATCH REDUCTION MEASURES****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 679**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AJ47**794. IMPLEMENTATION OF DATA COLLECTION AND REPORTING REQUIREMENTS TO THE FISHERY MANAGEMENT PLAN FOR THE AMERICAN LOBSTER FISHERY****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 649**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Dr. Andrew A. Rosenberg
Phone: 978 281-9200**RIN:** 0648-AJ75**795. REGULATORY AMENDMENT TO DEVELOP A C. BAIRDI VESSEL INCENTIVE PROGRAM****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 679**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AK08**796. REGULATORY AMENDMENT TO ALLOCATE PACIFIC HALIBUT TO THE HALIBUT SUBSISTENCE FISHERY****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 300**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AK16**797. REGULATORY AMENDMENT TO ALLOCATE PACIFIC HALIBUT TO THE CHARTER BOAT FLEET****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 300**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AK17**798. REGULATORY AMENDMENT TO IMPLEMENT OBSERVER REQUIREMENTS FOR PROCESSING VESSELS OVER 125 FEET: PACIFIC COAST GROUND FISH****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 660**Timetable:**

Action	Date	FR Cite
NPRM	11/19/92	57 FR 54552
NPRM Comment Period End	12/21/92	
Final Action	01/00/00	
Final Action Effective	02/00/00	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Federal**Agency Contact:** William Stelle
Phone: 206 526-6150**RIN:** 0648-AK26**799. OBSERVER FUNDING POLICY****Priority:** Substantive, Nonsignificant**Unfunded Mandates:** Undetermined**CFR Citation:** 50 CFR 679**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Gary C. Matlock
Phone: 301 713-2334**RIN:** 0648-AL08

DOC—NOAA

Long-Term Actions

800. • REGULATORY AMENDMENT TO FUND PURCHASE OF LIMITED ENTRY TRAWL PERMITS TO REDUCE EXCESS CAPACITY IN PACIFIC COAST GROUND FISH FLEET**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 660**Legal Deadline:** Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.**Abstract:** Regulations would authorize Federal purchase of Pacific Coast groundfish limited entry trawl permits, under section 312(b) of the Magnuson-Stevens Fishery Conservation and Management Act, "Fishing Capacity Reduction Program." Federal purchase of trawl permits would be considered a "loan" to the trawl fleet, which would be repaid by that fleet through a tax on groundfish landings by limited entry trawl vessels. The goal of this program would be to match effort within the fishery more closely with available resources.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/99	
NPRM Comment Period End	02/00/00	
Final Action	03/00/00	
Final Action Effective	04/00/00	

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Federal**Agency Contact:** William Stelle, Regional Administrator, Northwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 7600 Sand Point Way NE., BIN C15700, Bldg. 1, Seattle, WA 98115-070
Phone: 206 526-6150**RIN:** 0648-AL66**801. • REGULATORY AMENDMENT TO ESTABLISH PROGRAM FOR COLLECTION AND USE OF FEES IN COMMUNITY DEVELOPMENT QUOTA PROGRAM****Priority:** Substantive, Nonsignificant. Major status under 5 USC 801 is undetermined.**Unfunded Mandates:** Undetermined**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 679**Legal Deadline:** Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.**Abstract:** This regulatory amendment would establish a program for the collection and use, including the procedures, of fees in the Community Development Quota Program. The collection of fees would recover the costs of managing and enforcing the CDQ program.**Timetable:**

Action	Date	FR Cite
NPRM	12/00/99	
NPRM Comment Period End	01/00/00	
Final Action	03/00/00	
Final Action Effective	04/00/00	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer, Regional Administrator, Alaska Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, P.O. Box 21668, Juneau, AK 99802
Phone: 907 586-7228**RIN:** 0648-AL71**802. TAKING AND IMPORTING OF MARINE MAMMALS; "DOLPHIN-SAFE" TUNA LABELING****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 216; 50 CFR 247**Timetable:**

Action	Date	FR Cite
Interim Final Rule	09/19/91	56 FR 47418
Final Action	12/00/99	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Dr. William T. Hogarth
Phone: 562 980-4018**RIN:** 0648-AF08**803. PROPOSED RULE TO REQUIRE CERTAIN FISH FROM MEXICO TO RETAIN HEADS AND TAILS INTACT IN ORDER TO PROTECT THE ENDANGERED TOTOABA****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 227**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None**Agency Contact:** Kenneth R. Hollingshead
Phone: 301 713-2055**RIN:** 0648-AF32**804. TAKING OF MARINE MAMMALS INCIDENTAL TO FISHERIES-RELATED RESEARCH****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 228; 50 CFR 216**Timetable:**

Action	Date	FR Cite
ANPRM	12/09/91	56 FR 64234
ANPRM Comment Period End	01/08/92	

Next Action Undetermined

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Federal**Agency Contact:** Kenneth Hollingshead
Phone: 301 713-2055**RIN:** 0648-AF50**805. DIRECT TAKE OF THREATENED SALMON BY NATIVE AMERICANS****Priority:** Other Significant**CFR Citation:** 50 CFR 227.21**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis Required:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Lisa Lierheimer
Phone: 301 713-0376**RIN:** 0648-AG15**806. PROPOSED RULE TO AUTHORIZE LETHAL TAKINGS OF MARINE MAMMALS BY STATE AUTHORITIES****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 216

DOC—NOAA

Long-Term Actions

Timetable: Next Action Undetermined**Regulatory Flexibility Analysis Required:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Kenneth R. Hollingshead
Phone: 301 713-2055**RIN:** 0648-AG79**807. FINAL RULE TO AMEND MARINE MAMMAL REGULATIONS TO AUTHORIZE INCIDENTAL TAKINGS OF MARINE MAMMALS BY HARASSMENT AS AUTHORIZED BY PUBLIC LAW 103-238****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**CFR Citation:** 50 CFR 216**Timetable:**

Action	Date	FR Cite
NPRM	05/31/95	60 FR 28379
NPRM Comment Period End	10/16/95	60 FR 35891
Interim Final Rule	04/10/96	61 FR 15884
Final Action	00/00/00	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses, Governmental Jurisdictions**Government Levels Affected:** State, Local, Federal**Agency Contact:** Kenneth R. Hollingshead
Phone: 301 713-2055**RIN:** 0648-AG80**808. NORTH ATLANTIC RIGHT WHALE PROTECTION; INTERIM FINAL RULE****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 222; 50 CFR 217**Timetable:**

Action	Date	FR Cite
ANPRM	12/27/94	59 FR 66513
ANPRM Comment Period End	02/27/95	
NPRM	08/07/96	61 FR 41116
NPRM Comment Period End	11/07/96	
Interim Final Rule	02/13/97	62 FR 6729
Final Action	00/00/00	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Margot Bohan
Phone: 301 713-2322**RIN:** 0648-AH47**809. SHRIMP VESSEL REGISTRATION REQUIREMENT****Priority:** Other Significant**CFR Citation:** 50 CFR 227**Timetable:**

Action	Date	FR Cite
ANPRM	09/13/95	60 FR 47597
NPRM	00/00/00	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Undetermined**Agency Contact:** Therese Conant
Phone: 301 713-1401**RIN:** 0648-AH87**810. SEA TURTLE CONSERVATION; SHRIMP TRAWLING REQUIREMENTS****Priority:** Other Significant**CFR Citation:** 50 CFR 222; 50 CFR 223**Timetable:**

Action	Date	FR Cite
Interim Final Rule	04/13/98	63 FR 17948
Final Action	10/00/99	

Regulatory Flexibility Analysis**Required:** Yes**Small Entities Affected:** Businesses**Government Levels Affected:** Federal**Agency Contact:** Therese Conant
Phone: 301 713-1401
Fax: 301 713-0376
Email: therese.conant@noaa.gov**RIN:** 0648-AK66**NATIONAL OCEAN SURVEY/OFFICE OF COASTAL RESOURCES MANAGEMENT****811. OPERATIONS OF MOTORIZED PERSONAL WATERCRAFT IN THE GULF OF THE FARALLONES NATIONAL MARINE SANCTUARY****Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 922**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis Required:** Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Stephanie R. Thornton
Phone: 301 713-3155**RIN:** 0648-AK01**812. MONTEREY BAY NATIONAL MARINE SANCTUARY—MINOR BOUNDARY REVISION****Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 922**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Government Levels Affected:** None**Agency Contact:** Stephanie Thornton
Phone: 301 713-3155**RIN:** 0648-AL07**OFFICE OF THE ADMINISTRATOR****813. REGIONAL MARINE RESEARCH PROGRAM****Priority:** Substantive, Nonsignificant**CFR Citation:** Not yet determined**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Government Levels Affected:** None**Agency Contact:** Don Scavia
Phone: 301 713-3338**RIN:** 0648-AF20**814. NATIONAL UNDERSEA RESEARCH PROGRAM FUNDING REGULATIONS****Priority:** Substantive, Nonsignificant**CFR Citation:** None**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis****Required:** No**Government Levels Affected:** None**Agency Contact:** Dr. Henry Frey
Phone: 301 713-2448**RIN:** 0648-AH90

DEPARTMENT OF COMMERCE (DOC)

Completed Actions

National Oceanic and Atmospheric Administration (NOAA)

815. SECRETARIAL AMENDMENT TO THE FMP FOR ATLANTIC SWORDFISH

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 630

Completed:

Reason	Date	FR Cite
Withdrawn - Combined With Rule for HMS FMP (0648-AJ67)	08/18/98	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected: Undetermined

Agency Contact: Gary C. Matlock
Phone: 301 713-2334

RIN: 0648-AE09

816. AMENDMENT 10 TO THE FISHERY MANAGEMENT PLAN FOR THE ATLANTIC SURF CLAM AND OCEAN QUAHOG FISHERIES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	05/19/98	63 FR 27481
Final Action Effective	05/21/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 978 281-9200
Fax: 978 281-9135

RIN: 0648-AF41

817. AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR COASTAL MIGRATORY PELAGIC RESOURCES OF THE GULF OF MEXICO AND SOUTH ATLANTIC (FMP)

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

Completed:

Reason	Date	FR Cite
Final Action	03/04/98	63 FR 10561
Final Action Effective	04/03/98	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer

Phone: 727 570-5301

RIN: 0648-AG25

818. AMENDMENT 8 TO THE FISHERY MANAGEMENT PLAN FOR THE SNAPPER-GROUPER FISHERY OF THE SOUTH ATLANTIC

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

Completed:

Reason	Date	FR Cite
Final Action	07/16/98	63 FR 38298
Final Action Effective	08/17/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer
Phone: 727 570-5301

RIN: 0648-AG27

819. REGULATORY AMENDMENT FOR THE GULF OF ALASKA SEAMOUNT FISHERIES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Withdrawn - Legal Issues Unresolved	08/17/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AG94

820. AMENDMENT 9 TO THE FISHERY MANAGEMENT PLAN FOR THE SHRIMP FISHERY OF THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

Completed:

Reason	Date	FR Cite
Final Action	04/14/98	63 FR 18139
Final Action Effective	05/14/98	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer
Phone: 727 570-5301

RIN: 0648-AH52

821. PLAN AMENDMENT TO FMP FOR SHARKS OF THE ATLANTIC OCEAN THAT WOULD LIMIT ENTRY

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 678

Completed:

Reason	Date	FR Cite
Combined With Rule for HMS FMP - (RIN 0648-AJ67)	08/18/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Gary C. Matlock
Phone: 301 713-2334

RIN: 0648-AH78

822. CONSOLIDATION OF ATLANTIC HIGHLY MIGRATORY SPECIES REGULATIONS

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 15 CFR 902; 50 CFR 285; 50 CFR 630; 50 CFR 644; 50 CFR 678

Completed:

Reason	Date	FR Cite
Combined With Rule for HMS FMP - (RIN 0648-AJ67)	08/18/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Gary Matlock
Phone: 301 713-2334

RIN: 0648-AI28

823. REGULATORY AMENDMENT REQUIRING LONGLINE VESSEL OPERATORS IN THE WESTERN PACIFIC PELAGIC FISHERIES TO CARRY OBSERVERS AT NO COST TO U.S. GOVERNMENT

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Withdrawn - There is no national policy for observer funding	08/11/98	

DOC—NOAA

Completed Actions

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth

Phone: 562 980-4001

RIN: 0648-AI31

824. REGULATORY AMENDMENT TO ESTABLISH TOTAL ALLOWABLE CATCH LIMITS FOR THE ATLANTIC AND GULF OF MEXICO GROUPS OF KING AND SPANISH MACKEREL FOR THE 1997-98 FISHING YEAR

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

Completed:

Reason	Date	FR Cite
Final Action	02/19/98	63 FR 8353
Final Action Effective	02/19/98	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Andrew Kemmerer

Phone: 727 570-5301

RIN: 0648-AJ12

825. AMENDMENT 11 TO THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO - RESUBMITTED MEASURE

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

Completed:

Reason	Date	FR Cite
Final Action	05/04/98	63 FR 24522

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer

Phone: 813 570-5301

RIN: 0648-AJ16

826. REGULATORY AMENDMENT TO RESTRICT FREQUENCY OF LIMITED ENTRY PERMIT TRANSFERS AND REQUIRE THE SORTING OF CATCH BY SPECIES AND THE RETENTION OF FISH TICKETS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	06/25/98	63 FR 34606
Final Action Effective	07/27/98	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: William Stelle

Phone: 206 526-6150

RIN: 0648-AJ20

827. IMPLEMENTATION OF USE OF INTERACTIVE VOICE RESPONSE (IVR) SYSTEM TO MONITOR COMMERCIAL LANDINGS OF QUOTA MANAGED SPECIES ON WEEKLY BASIS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	10/01/98	63 FR 52639
Final Action Effective	11/01/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Jon Rittgers

Phone: 978 281-9200

RIN: 0648-AJ37

828. REGULATORY AMENDMENT TO PREVENT OVERFISHING AND REBUILD STOCKS**Completed:**

Reason	Date	FR Cite
Withdrawn - Duplicate	08/17/98	
RIN		

RIN: 0648-AJ46

829. AMENDMENTS TO THE BSAI AND GOA FISHERY MANAGEMENT PLANS TO IMPLEMENT A DATA COLLECTION PROGRAM FOR RECREATIONAL, CHARTER, AND COMMERCIAL FISHING

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Withdrawn	08/17/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer

Phone: 907 586-7228

RIN: 0648-AJ49

830. AMENDMENT 3 TO THE FISHERY MANAGEMENT PLAN FOR THE SCALLOP FISHERY OFF ALASKA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Final Action	07/17/98	63 FR 38501
Final Action Effective	07/14/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer

Phone: 907 586-7228

RIN: 0648-AJ51

831. MAGNUSON-STEVENSON ACT PROVISIONS; NATIONAL STANDARDS GUIDELINES

Priority: Info./Admin./Other

CFR Citation: 50 CFR 600

Completed:

Reason	Date	FR Cite
Final Action	05/01/98	63 FR 24212

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: Federal

Agency Contact: Gary C. Matlock

Phone: 301 713-2334

RIN: 0648-AJ58

832. ATLANTIC SHARK FISHERIES; AMENDMENT 2 (INCLUDING REBUILDING SCHEDULE)

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 630

Completed:

Reason	Date	FR Cite
Combined With Rule for HMS FMP - (RIN 0648-AJ67)	08/18/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Gary C. Matlock

Phone: 301 713-2334

RIN: 0648-AJ64

DOC—NOAA

Completed Actions

833. WITHDRAWAL OF THE FISHERY MANAGEMENT PLAN FOR THE AMERICAN LOBSTER FISHERY**Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 649**Completed:**

Reason	Date	FR Cite
Withdrawn - Action Being Processed Under RIN 0648-AH41	08/17/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Dr. Andrew A. Rosenberg
Phone: 978 281-9200**RIN:** 0648-AJ73**834. INTERIM FINAL RULE TO THE FISHERY MANAGEMENT PLAN FOR THE AMERICAN LOBSTER FISHERY****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 697**Completed:**

Reason	Date	FR Cite
Final Action	03/02/98	63 FR 10154
Final Action Effective	03/01/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Dr. Andrew A. Rosenberg
Phone: 978 281-9200**RIN:** 0648-AJ74**835. PROPOSED RULE TO IMPLEMENT OBSERVER PROVISIONS REQUIRED BY THE MAGNUSON-STEVENSON FISHERY CONSERVATION AND MANAGEMENT ACT AS AMENDED OCTOBER 11, 1996****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 600**Completed:**

Reason	Date	FR Cite
Final Action	05/18/98	63 FR 27213
Final Action Effective	06/17/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** William Bellows
Phone: 301 713-2344

Fax: 301 713-0596

RIN: 0648-AJ76**836. HALIBUT DONATION PROGRAM****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 679**Completed:**

Reason	Date	FR Cite
Final Action	06/12/98	63 FR 32144
Final Action Effective	07/13/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7221
Fax: 907 586-7249**RIN:** 0648-AJ87**837. IMPLEMENT A FRAMEWORK TO THE FMP FOR THE NORTHEAST MULTISPECIES FISHERIES TO PROTECT WINTER FLOUNDER****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 648**Completed:**

Reason	Date	FR Cite
Merged With RIN 0648-AL31	08/17/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Dr. Andrew A. Rosenberg
Phone: 978 281-9200**RIN:** 0648-AJ92**838. ANTARCTIC MARINE LIVING RESOURCES CONVENTION ACT OF 1984; CONSERVATION AND MANAGEMENT MEASURES****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 300**Completed:**

Reason	Date	FR Cite
Final Action	06/03/98	63 FR 30145
Final Action Effective	06/03/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Robin Tuttle
Phone: 301 713-2282
Fax: 301 713-1875

Email: robin.tuttle@noaa.gov

RIN: 0648-AJ94**839. FINAL RULE TO IMPLEMENT FRAMEWORK ADJUSTMENT 24 TO THE FISHERY MANAGEMENT PLAN FOR THE NORTHEAST MULTISPECIES FISHERY****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 648**Completed:**

Reason	Date	FR Cite
Final Action	03/10/98	63 FR 11591
Final Action Effective	04/09/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Dr. Andrew A. Rosenberg
Phone: 978 281-9300**RIN:** 0648-AJ96**840. FMP AMENDMENT 53 TO BSAI GROUND FISH TO ALLOCATE SHORTRAKER AND ROUGH EYE ROCKFISH BETWEEN GEAR TYPES****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 679**Completed:**

Reason	Date	FR Cite
Final Action	07/28/98	63 FR 40190

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Steven Pennoyer
Phone: 907 586-7228**RIN:** 0648-AJ99**841. AMENDMENTS TO FISHERY MANAGEMENT PLANS TO IMPLEMENT SUSTAINABLE FISHERIES ACT AMENDMENTS TO THE MAGNUSON-STEVENSON ACT****Priority:** Substantive, Nonsignificant**CFR Citation:** 50 CFR 622; 50 CFR 630; 50 CFR 648; 50 CFR 660; 50 CFR 679**Completed:**

Reason	Date	FR Cite
Withdrawn	08/01/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Gary C. Matlock

DOC—NOAA

Completed Actions

Phone: 301 713-2334

RIN: 0648-AK03

842. REGULATORY AMENDMENT TO ALLOW RETENTION OF UNDERSIZED HALIBUT IN CDQ FISHERY

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 300

Completed:

Reason	Date	FR Cite
Final Action	05/05/98	63 FR 24751
Final Action Effective	06/04/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AK06

843. ADJUSTMENT OF MANAGEMENT PROGRAM FOR THE NORTHWESTERN HAWAIIAN ISLANDS CRUSTACEAN FISHERIES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	04/27/98	63 FR 20539
Final Action Effective	05/27/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth
Phone: 562 980-4001

RIN: 0648-AK22

844. NORTHERN ANCHOVY FISHERY; QUOTAS FOR THE 1998-99 FISHING YEAR (ANNUAL SPECIFICATIONS)

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	08/19/98	63 FR 44409
Final Action Effective	08/15/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth
Phone: 562 980-4001

RIN: 0648-AK24

845. 1998-1999 MANAGEMENT MEASURES FOR COMMERCIAL, RECREATIONAL, AND TREATY INDIAN SALMON FISHERIES OFF THE COASTS OF WASHINGTON, OREGON, AND CALIFORNIA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	05/06/98	63 FR 24973
Final Action Effective	05/01/98	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses, Organizations

Government Levels Affected: State, Local, Tribal, Federal

Agency Contact: William Stelle
Phone: 206 526-6150

RIN: 0648-AK25

846. REGULATORY AMENDMENT TO IMPLEMENT 1998 NONTRAWL SABLEFISH HARVEST REGIME

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	07/15/98	63 FR 38101
Final Action Effective	07/10/98	

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: William Stelle
Phone: 206 526-6150

RIN: 0648-AK27

847. REGULATORY AMENDMENT TO ADJUST MANAGEMENT MEASURES UNDER THE FISHERY MANAGEMENT PLAN FOR REEF FISH SPECIES OF THE GULF OF MEXICO (FMP) FOR THE 1998 FISHING SEASON

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

Completed:

Reason	Date	FR Cite
Withdrawn - Substituted-Interim Rule Published	08/18/98	
04/14/98	63 FR	18145

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer
Phone: 813 570-5301

RIN: 0648-AK28

848. FINAL RULE TO MODIFY THE REGULATIONS IMPLEMENTING THE NORTHEAST MULTISPECIES FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	07/29/98	63 FR 40375
Final Action Effective	07/24/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 978 281-9300

RIN: 0648-AK35

849. REGULATORY AMENDMENT TO REVISE THE RECORDKEEPING AND REPORTING REQUIREMENTS FOR GROUND FISH FISHERIES OF THE EEZ OFF OF ALASKA FOR 1998

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Final Action	09/04/98	63 FR 47348
Final Action Effective	10/05/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AK36

850. TAKE OF THREATENED CENTRAL CALIFORNIA COAST, SOUTH CENTRAL CALIFORNIA COAST, AND SNAKE RIVER BASIN ESUS OF STEELHEAD SALMON UNDER THE ESA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 227

DOC—NOAA

Completed Actions

Completed:

Reason	Date	FR Cite
Incorporated Into RIN 0648-AK94	08/17/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Joe Blum
Phone: 301 713-1401

RIN: 0648-AK54

851. EXTENSION FOR SIX YEARS OF MORATORIUM ON FISHING IN SEAMOUNT GROUND FISH FISHERY OF WESTERN PACIFIC REGION TO PROMOTE REBUILDING OF STOCKS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	06/29/98	63 FR 35162
Final Action Effective	09/01/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth
Phone: 562 980-4001

RIN: 0648-AK59

852. IMPLEMENTATION OF AMENDMENT 3 TO FISHERY MANAGEMENT PLAN FOR PRECIOUS CORALS FISHERIES OF WESTERN PACIFIC REGION

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	10/19/98	63 FR 55809
Final Action Effective	11/18/98	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth
Phone: 562 980-4001

RIN: 0648-AK60

853. ATLANTIC BLUEFIN TUNA (ABT) FISHERY

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 285

Completed:

Reason	Date	FR Cite
Final Action	01/07/98	63 FR 667

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Gary C. Matlock
Phone: 301 713-2334

RIN: 0648-AK63

854. SEASONAL APPORTIONMENTS OF POLLOCK TOTAL ALLOWABLE CATCH IN WESTERN AND CENTRAL GULF OF ALASKA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Final Action	06/11/98	63 FR 31939
Final Action Effective	06/10/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AK71

855. AMENDMENT 53 TO FMP FOR GROUND FISH OF GULF OF ALASKA

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Final Action	07/28/98	63 FR 40190
Final Action Effective	07/22/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AK72

856. REGULATORY AMENDMENT TO REDEFINE AN INDIVIDUAL FISHING QUOTA DEFINITION

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 679

Completed:

Reason	Date	FR Cite
Incorporated Into RIN 0648-AK70	08/14/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Steven Pennoyer
Phone: 907 586-7228

RIN: 0648-AK75

857. FINAL RULE TO IMPLEMENT FRAMEWORK ADJUSTMENT 25 TO THE FISHERY MANAGEMENT PLAN FOR THE NORTHEAST MULTISPECIES FISHERY FOR FISHING YEAR 1998

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	03/31/98	63 FR 15326
Final Action Effective	05/01/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 978 281-9300

RIN: 0648-AK77

858. 1998 RECREATIONAL FISHERY MEASURES FOR SUMMER FLOUNDER, SCUP, AND BLACK SEA BASS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 648

Completed:

Reason	Date	FR Cite
Final Action	05/21/98	63 FR 27866
Final Action Effective	05/18/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Dr. Andrew A. Rosenberg
Phone: 978 281-9200
Fax: 978 281-9135

RIN: 0648-AK78

DOC—NOAA

Completed Actions

859. SECRETARIAL AMENDMENT TO STANDARDIZE FISHING VESSEL TRANSFER, REPLACEMENT, AND UPGRADE REGULATIONS IN THE NORTHEAST REGION FISHERY MANAGEMENT PLANS**Completed:**

Reason	Date	FR Cite
Withdrawn - Duplicate of RIN 0648-AL36	08/17/98	

RIN: 0648-AK81

860. 1998 HARVEST GUIDELINE FOR NORTHWESTERN HAWAIIAN ISLANDS LOBSTER FISHING

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action	06/03/98	63 FR 30147
Final Action Effective	07/01/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth
Phone: 562 980-4001

RIN: 0648-AK85

861. ESTABLISH RULES TO COMPENSATE PACIFIC COAST GROUND FISH FISHERMEN FOR ASSISTANCE IN RESOURCES ASSESSMENTS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 660

Completed:

Reason	Date	FR Cite
Final Action - (Emergency Rule - Effective 7/1/98 to 1/4/99)	07/07/98	63 FR 36614

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: None

Agency Contact: William Stelle
Phone: 206 526-6150

RIN: 0648-AK86

862. ATLANTIC BLUEFIN TUNA ANNUAL QUOTA SPECIFICATIONS AND EFFORT CONTROLS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 285

Completed:

Reason	Date	FR Cite
Final Action	05/21/98	63 FR 27862

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Gary C. Matlock
Phone: 301 713-2334
Fax: 301 713-0596

RIN: 0648-AK87

863. RESEARCH AND MONITORING PLAN TO SUPPORT THE CONSERVATION AND MANAGEMENT OF HIGHLY MIGRATORY SPECIES

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 630

Completed:

Reason	Date	FR Cite
Withdrawn	10/20/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Gary C. Matlock
Phone: 301 713-2334
Fax: 301 713-0596

RIN: 0648-AK92

864. INTERIM FINAL RULE TO ADJUST THE GULF OF MEXICO RED SNAPPER TAC AND ASSOCIATED MANAGEMENT MEASURES IN THE FISHERY MANAGEMENT PLAN FOR THE REEF FISH RESOURCES OF THE GULF OF MEXICO

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

Completed:

Reason	Date	FR Cite
Final Action	04/14/98	63 FR 18144

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer
Phone: 813 570-5301

RIN: 0648-AK98

865. INTERIM FINAL RULE TO EXPAND THE OCULINA HAPC BY AN ADDITIONAL 2 MILES ON ALL SIDES TO INCLUDE EXISTING HAPC RESTRICTIONS IN THE SNAPPER-GROUPER FISHERY OF THE SOUTH ATLANTIC REGION

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

Completed:

Reason	Date	FR Cite
Withdrawn	03/19/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer
Phone: 813 570-5301

RIN: 0648-AK99

866. IFR TO IMPLEMENT MARCH-APRIL BAG LIMIT AND COMMERCIAL CATCH RESTRICTIONS FOR RED PORGY, GAG, BLACK GROUPER, AND GREATER AMBERJACK FOR THE SNAPPER-GROUPER-FISHERY OF THE S. ATLANTIC

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 622

Completed:

Reason	Date	FR Cite
Withdrawn	05/01/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Andrew J. Kemmerer
Phone: 813 570-5301

RIN: 0648-AL01

867. INTERIM FINAL RULE TO ADJUST THE GULF OF MEXICO RED SNAPPER TOTAL ALLOWABLE CATCH AND ASSOCIATED MANAGEMENT MEASURES**Completed:**

Reason	Date	FR Cite
Withdrawn - Duplicate of RIN 0648-AK98	08/17/98	

RIN: 0648-AL03

DOC—NOAA

Completed Actions

868. COMPENSATION OF PRIVATE VESSELS FOR THEIR CONDUCT OF RESOURCE ASSESSMENTS THROUGH EXEMPTED FISHING**Completed:**

Reason	Date	FR Cite
Withdrawn - Duplicate of RIN 0648-AK84	08/10/98	

RIN: 0648-AL04

869. • 1998 ABORIGINAL SUBSISTENCE WHALING QUOTAS FOR MEMBERS OF THE ALASKA WHALING COMMISSION AND THE MAKAH INDIAN TRIBE**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 916 et seq**CFR Citation:** 50 CFR 230**Legal Deadline:** None

Abstract: NMFS announces aboriginal subsistence whaling quotas and other limitations deriving from regulations adopted at the 1997 Annual Meeting of the International Whaling Commission. For 1998, the quotas are 77 bowhead whales struck and 5 gray whales landed. These quotas and other limitations will govern the harvest of bowhead whales by members of the Alaska Eskimo Whaling Commission and the harvest of gray whales by members of the Makah Indian tribe. These are initial quotas that will remain in effect for the 1998 season unless they are revised as a result of the completion of arrangements with the Russian Federation. Any revisions to the quotas will be published in the Federal Register.

Timetable:

Action	Date	FR Cite
Final Action	04/06/98	63 FR 16701
Final Action Effective	04/06/98	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Catherine Corson, Marine Mammal Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2322

RIN: 0648-AL11

870. • FINAL RULE TO IMPLEMENT MEASURES CONTAINED IN FRAMEWORK ADJUSTMENT NUMBER 10 TO THE ATLANTIC SEA SCALLOP FMP**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 648**Legal Deadline:** None

Abstract: Regulations implemented under Framework 10 would extend the closures of a 9 mile squared site to transiting and fishing with other than handgear for an 18-month period to allow for the conduct of a NMFS-sponsored sea scallop aquaculture research project, provide for exemptions from the closures for vessels using certain gear types and for vessels participating in the project, and provide for the temporary exemptions for vessels participating in the project from certain fishing regulations that might inhibit or prevent their participation.

Timetable:

Action	Date	FR Cite
Final Action	08/28/98	63 FR 45939
Final Action Effective	08/28/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, NMFS, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9300

RIN: 0648-AL17

871. • ATLANTIC SWORDFISH FISHERY; SOUTH ATLANTIC QUOTAS; QUOTA ADJUSTMENT PROCEDURES**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 971 et seq; 16 USC 1801 et seq**CFR Citation:** 50 CFR 630**Legal Deadline:** None

Abstract: NMFS proposes to amend regulations governing the Atlantic swordfish fishery to establish annual quotas for the South Atlantic swordfish stock. Additionally, NMFS proposes changes to the quota adjustment procedures.

Timetable:

Action	Date	FR Cite
NPRM	06/10/98	63 FR 31710
NPRM Comment Period End	08/10/98	
Final Action	09/29/98	63 FR 51856
Final Action Effective	10/08/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Agency Contact: Gary Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AL24

872. • HALIBUT AND SABLEFISH QUOTA-SHARE LOAN PROGRAM**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq**CFR Citation:** 50 CFR 253**Legal Deadline:** None

Abstract: To establish a halibut and sablefish quota-share loan program as required by the Sustainable Fisheries Act. Only entry level or fishermen who fish from small vessels are eligible.

Timetable:

Action	Date	FR Cite
Final Action	05/27/98	63 FR 28989

Regulatory Flexibility Analysis Required: Yes**Small Entities Affected:** Businesses**Government Levels Affected:** None

Agency Contact: Michael L. Grable, Chief, Financial Services Division, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East West Highway, Silver Spring, MD 20910
Phone: 301 713-2390

Fax: 301 713-1939

Email: michael.grable@noaa.gov

RIN: 0648-AL25

873. • ESTABLISHMENT OF BANK/AREA-SPECIFIC HARVEST GUIDELINES FOR THE 1998 NORTHWESTERN HAWAIIAN ISLANDS LOBSTER FISHERY**Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1801 et seq

DOC—NOAA

Completed Actions

CFR Citation: 50 CFR 660

Legal Deadline: Final, Statutory. Final regulations to be published within 30 days of end of NPRM comment period.

Abstract: This final rule implements Regulatory amendment under the framework procedures of the Fishery Management Plan for the Crustacean Fisheries of the Western Pacific Region. This rule allocates the overall 1998 Northwestern Hawaiian Islands (NWHI) harvest guidelines of 286,000 lobsters (spiny and slipper combined) among three individual fishing banks and a fourth combined area. Specifically, no more than 70,000 lobsters may be harvested from Necker Island; no more than 20,000 lobsters may be harvested from Gardner Pinnacles; no more than 80,000 lobsters may be harvested from Maro Reef; and no more than 116,000 lobsters may be harvested from all the other remaining NWHI banks combined within Crustaceans Permit Area 1. This rule is intended to protect the lobster resources at each fishing ground, to obtain better data on the lobster stocks, and to conserve the resource.

Timetable:

Action	Date	FR Cite
NPRM	06/09/98	63 FR 31406
NPRM Comment Period End	06/24/98	
Final Action Effective	07/23/98	
Final Action	07/29/98	63 FR 40377

Regulatory Flexibility Analysis

Required: Yes

Small Entities Affected: Businesses

Government Levels Affected: Federal

Agency Contact: Dr. William T. Hogarth, Regional Administrator, Southwest Region, Department of Commerce, National Oceanic and Atmospheric Administration, 501 W. Ocean Blvd., Suite 4200, Long Beach, CA 90802-4213

Phone: 562 980-4001

RIN: 0648-AL33

874. • FINAL RULE FOR THE LOLIGO SQUID/BUTTERFISH, SCUP, BLACK SEA BASS, AND LILEX SQUID FISHERIES; MORATORIUM VESSEL PERMIT ELIGIBILITY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: None

Abstract: This final rule was implemented so that vessel owners would be provided with a 12-month opportunity to apply for an initial moratorium permit as was originally intended by the regulations.

Timetable:

Action	Date	FR Cite
Final Action Effective	06/09/98	
Final Action	06/12/98	63 FR 32143

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Jon Rittgers, Acting Regional Administrator, Northeast Region, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200
Fax: 978 281-9135

RIN: 0648-AL34

875. • FINAL RULE TO THE FISHERY MANAGEMENT PLAN TO MODIFY THE REGULATIONS IMPLEMENTING THE NORTHEAST MULTISPECIES FISHERY MANAGEMENT PLAN

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 1801 et seq

CFR Citation: 50 CFR 648

Legal Deadline: None

Abstract: This rule would allow the retention of herring as an incidental species in addition to the list of approved species in the Cultivator Shoal Whiting Fishery. The intent of this action is to maximize fishing opportunities in a manner that is consistent with the conservation objectives of the FMP.

Timetable:

Action	Date	FR Cite
Final Action Effective	08/25/98	
Final Action	08/28/98	63 FR 45965

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Jon Rittgers, Acting Regional Administrator, Department of Commerce, National Oceanic and Atmospheric Administration, One Blackburn Drive, Gloucester, MA 01930
Phone: 978 281-9200

RIN: 0648-AL37

876. • ATLANTIC TUNA FISHERY; ATLANTIC BLUEFIN TUNA

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 971 et seq

CFR Citation: 50 CFR 285

Legal Deadline: None

Abstract: Rescission of prohibition on use of spotter aircraft in Atlantic bluefin tuna fishery. Prohibition had been implemented under RIN 0648-AJ04.

Timetable:

Action	Date	FR Cite
Final Action Effective	06/10/98	
Final Action	07/07/98	63 FR 36611

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Gary Matlock, Director, Office of Sustainable Fisheries, Department of Commerce, National Oceanic and Atmospheric Administration, 1315 East-West Highway, Silver Spring, MD 20910
Phone: 301 713-2334

RIN: 0648-AL39

877. FOREIGN NATIONS' MARINE MAMMAL PROGRAM AMENDMENTS

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 216.24(e)(5)(v)(B)

Completed:

Reason	Date	FR Cite
Withdrawn - Merged With RIN 0648-AI85	08/17/98	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Dr. William T. Hogarth
Phone: 310 980-4001

RIN: 0648-AG05

878. TAKING AND IMPORTING OF MARINE MAMMALS; TAKING OF MARINE MAMMALS UNDER THE ATA PERMIT AFTER FEBRUARY 28, 1994

Priority: Substantive, Nonsignificant

CFR Citation: 50 CFR 216

Completed:

Reason	Date	FR Cite
Merged With RIN 0648-AI85	08/17/98	

DOC—NOAA

Completed Actions

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Hilda Diaz-Soltero
Phone: 310 980-4001**RIN:** 0648-AG36**879. ALLOWANCE OF SMALL-SCALE
NON-INTRUSIVE JADE COLLECTING
IN MONTEREY BAY NATIONAL
MARINE SANCTUARY****Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 944**Completed:**

Reason	Date	FR Cite
Final Action	03/30/98	63 FR 15083
Final Action Effective	06/16/98	63 FR 36339

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Elizabeth Moore
Phone: 301 713-3145**RIN:** 0648-AI06**880. • NATIONAL ESTUARINE
RESEARCH RESERVE
REGULATIONS—CLARIFICATION OF
ASSISTANCE****Priority:** Substantive, Nonsignificant**Legal Authority:** 16 USC 1451 et seq**CFR Citation:** 15 CFR 921**Legal Deadline:** None**Abstract:** The National Oceanic and Atmospheric Administration (NOAA) is making a correction to its regulations concerning the National Estuarine

Research Reserve System (NERRS) to clarify that certain types of financial assistance awards are not subject to specified limits on amounts. The Coastal Zone Protection Act of 1996 amended the Coastal Zone Management Act (CZMA) by, among other things, eliminating the State match requirement in cases where financial assistance was coming from proceeds of a natural resource damage action. In 1997, NOAA issued a rule to amend the NERRS regulations to conform to the statutory amendments. That rule specified that the State match requirement was eliminated in cases where natural resource damage proceeds were being used to fund NERRS activities. However, the rule did not address what the effects of other limits on financial assistance (caps on funding, rather than State match) would be in these cases. This final rule clarifies that, in cases where financial assistance is coming from natural resource damage funds, the caps on financial assistance do not apply.

Timetable:

Action	Date	FR Cite
Final Action	05/14/98	63 FR 26716
Final Action Effective	05/14/98	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Mary O'Brien,
Attorney Adviser, Department of
Commerce, National Oceanic and
Atmospheric Administration, 1305
East-West Highway, Silver Spring, MD
20910

Phone: 301 713-2967

RIN: 0648-AL16**881. NOAA CLIMATE AND GLOBAL
CHANGE PROGRAM—PROPOSAL
SUBMISSION GUIDELINES****Priority:** Substantive, Nonsignificant**CFR Citation:** Not yet determined**Completed:**

Reason	Date	FR Cite
Withdrawn	08/28/98	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None**Agency Contact:** Irma DuPree
Phone: 301 427-2089**RIN:** 0648-AG51**882. POLICIES AND PROCEDURES
REGARDING USE OF THE NOAA-
BASED DATA COLLECTION SYSTEMS****Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 911**Completed:**

Reason	Date	FR Cite
Final Action	05/06/98	63 FR 24917
Final Action Effective	06/05/98	

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** Federal**Agency Contact:** Dane Clark
Phone: 301 457-5678
Email: satinfo@nesdis.noaa.gov**RIN:** 0648-AK04

DEPARTMENT OF COMMERCE (DOC)

Long-Term Actions

National Telecommunications and Information Administration (NTIA)

**883. IMPROVEMENT OF TECHNICAL
MANAGEMENT OF INTERNET NAMES
AND ADDRESSES****Priority:** Substantive, Nonsignificant**CFR Citation:** None**Timetable:**

Action	Date	FR Cite
Notice; Request for Comment Registration and Administration of Internet Domain	07/02/97	62 FR 35896

Action	Date	FR Cite
NPRM	02/20/98	63 FR 8826
NPRM Comment Period End	03/23/98	
Notice of Policy Statement	06/10/98	63 FR 31741
Notice: Request for Public Public Comment	08/04/98	63 FR 41547
Final Action	00/00/00	

Regulatory Flexibility Analysis**Required:** Undetermined**Government Levels Affected:** None**Agency Contact:** J. Beckwith Burr
Phone: 202 482-1304
Fax: 202 482-1865
Email: bburr@ntia.doc.gov**RIN:** 0660-AA11

DEPARTMENT OF COMMERCE (DOC)

Completed Actions

National Telecommunications and Information Administration (NTIA)

884. • ELEMENTS OF EFFECTIVE SELF REGULATION AND OTHER QUESTIONS RELATED TO PRIVACY**Priority:** Substantive, Nonsignificant**Legal Authority:** 47 USC 902(b)(2)(H)**CFR Citation:** None**Legal Deadline:** None**Abstract:** The Clinton Administration supports private sector efforts to implement meaningful, consumer-friendly, self regulatory regimes to protect privacy. Effective self regulation involves principles of fair information

practices--awareness, choice, data security, data integrity, consumer access and accountability--and enforcement mechanisms of consumer recourse, verification, and consequences.

Timetable:

Action	Date	FR Cite
Notice; Staff Discussion Paper	06/05/98	63 FR 30729
Final Action - Meetings Held June 23 and 24, 1998	06/18/98	63 FR 33355

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Paula Bruening, Attorney-Advisor, Department of Commerce, National Telecommunications and Information Administration, Washington, DC 20230
Phone: 202 482-1816
Fax: 202 501-8013
Email: pbruening@ntia.doc.gov**RIN:** 0660-AA13

DEPARTMENT OF COMMERCE (DOC)

Prerule Stage

Patent and Trademark Office (PTO)

885. • CHANGES TO IMPLEMENT THE PATENT BUSINESS GOALS**Priority:** Other Significant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 35 USC 6**CFR Citation:** 37 CFR 1.27; 37 CFR 1.52; 37 CFR 1.53; 37 CFR 1.75; 37 CFR 1.84; 37 CFR 1.85; 37 CFR 1.96; 37 CFR 1.98; 37 CFR 1.103; 37 CFR 1.111; 37 CFR 1.121; 37 CFR 1.141; 37 CFR 1.173; 37 CFR 1.177; 37 CFR 1.192; ...**Legal Deadline:** None**Abstract:** The Patent and Trademark Office (PTO) has established business goals for the organizations reporting to the Assistant Commissioner for Patents (Patent Business Goals). The Patent Business Goals have been established in response to the Vice-President's designation of the PTO as an agency that has a high impact on the public, and they are designed to make the PTO a more business-like agency. The focus of the Patent Business Goals is to increase the level of service to the public by raising the efficiency and effectiveness of the PTO's business processes. The PTO is considering a number of changes to the rules of practice and procedure to support the Patent Business Goals.**Timetable:**

Action	Date	FR Cite
ANPRM	10/00/98	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Hiram H. Bernstein, Senior Legal Advisor, Department of Commerce, Patent and Trademark Office, BOX DAC, Assistant Commissioner for Patents, Washington, DC 20231
Phone: 703 305-9285
Fax: 703 308-6916**RIN:** 0651-AA98

DEPARTMENT OF COMMERCE (DOC)

Proposed Rule Stage

Patent and Trademark Office (PTO)

886. • CHANGES TO IMPLEMENT THE STANDARD FORMAT FOR PATENT APPLICATIONS**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 35 USC 6**CFR Citation:** 37 CFR 1; 37 CFR 5; 37 CFR 10**Legal Deadline:** None**Abstract:** The Patent and Trademark Office (PTO) has developed a standard format for patent applications and

related papers. These changes to the rules of practice would permit and encourage, but not require, applicants to file patent applications and related papers in this standard format. The submission of application and related papers in this standard format will permit the PTO to automate the capture of the information contained in these papers. This will permit the PTO to improve the accuracy of information capture and speed of application processing for applicants who submit their patent applications and related papers in this standard format.

Timetable:

Action	Date	FR Cite
NPRM	10/00/98	

Action	Date	FR Cite
NPRM Comment Period End	12/00/98	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Robert W. Bahr, Senior Legal Advisor, Department of Commerce, Patent and Trademark Office, Box DAC, Assistant Commissioner for Patents, Washington, DC 20231
Phone: 703 305-9285
Fax: 703 308-6906**RIN:** 0651-AA99

DEPARTMENT OF COMMERCE (DOC)
Patent and Trademark Office (PTO)
Final Rule Stage
887. MISCELLANEOUS CHANGES TO TRADEMARK TRIAL AND APPEAL BOARD RULES
Priority: Substantive, Nonsignificant**Legal Authority:** 15 USC 1123

CFR Citation: 37 CFR 2.76; 37 CFR 2.85; 37 CFR 2.87; 37 CFR 2.101; 37 CFR 2.102; 37 CFR 2.111; 37 CFR 2.119; 37 CFR 2.120; 37 CFR 2.121; 37 CFR 2.123; 37 CFR 2.125; 37 CFR 2.127; 37 CFR 2.134; 37 CFR 2.146; 37 CFR 3.141

Legal Deadline: None

Abstract: These changes clarify Trademark Trial and Appeal Board rules, conform the rules to current practice, make minor modifications to simplify practice, and make minor corrections.

Timetable:

Action	Date	FR Cite
NPRM	06/05/97	62 FR 30802
NPRM Comment Period End	08/04/97	
Final Action	10/00/98	
Final Action Effective	11/00/98	

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None

Agency Contact: David Sams, Chief Administrative Trademark Judge, Department of Commerce, Patent and Trademark Office, 2900 Crystal Drive, BOX TTAB, Arlington, VA 22202
 Phone: 703 308-9300
 Fax: 703 308-9333

RIN: 0651-AA87

Abstract: This rulemaking revises certain patent and trademark fees to reflect fluctuations in the Consumer Price Index (CPI) consistent with the Patent and Trademark Authorization Act of 1991 (PL 102-204).

Timetable:

Action	Date	FR Cite
Final Action	08/00/99	
Final Action Effective	10/00/99	

Regulatory Flexibility Analysis Required: No
Small Entities Affected: No**Government Levels Affected:** None

Agency Contact: Matthe Lee, Systems Analyst, Department of Commerce, Patent and Trademark Office, Washington, DC 20231
 Phone: 703 305-8051

RIN: 0651-AB01
888. • REVISION OF PATENT AND TRADEMARK FEES FOR FISCAL YEAR 2000
Priority: Routine and Frequent

Legal Authority: 35 USC 41; 15 USC 1115; 35 USC 6; 35 USC 376; 15 USC 1051; 15 USC 1113; 15 USC 1123; PL 101-508; PL 102-204; PL 103-66

CFR Citation: 37 CFR 1.16 to 1.21; 37 CFR 1.26; 37 CFR 1.445; 37 CFR 1.482; 37 CFR 1.492; 37 CFR 2.6

Legal Deadline: Final, Statutory, October 1, 1999.

DEPARTMENT OF COMMERCE (DOC)
Patent and Trademark Office (PTO)
Long-Term Actions
889. PATENT APPLICATION ELECTRONIC SUBMISSION RULES
Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 37 CFR 1; 37 CFR 2**Timetable:**

Action	Date	FR Cite
ANPRM	11/30/92	57 FR 56537
ANPRM Comment Period End	03/01/93	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None

Agency Contact: Peter Fowler
 Phone: 703 305-8600

RIN: 0651-AA50
890. CHANGES TO IMPLEMENT 18-MONTH PUBLICATION OF PATENT APPLICATIONS
Priority: Other Significant**CFR Citation:** 37 CFR 1**Timetable:**

Action	Date	FR Cite
Notice of Public Hearing and Request for Public Comments	12/12/94	59 FR 63966
NPRM	08/15/95	60 FR 42352
NPRM Comment Period End	09/19/95	

Procedures for Amending Patent Applications

Final Rule 08/19/96 (61 FR 42790)
 Final Rule Effective 09/23/96

Next Action Undetermined

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None

Agency Contact: Robert W. Bahr
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RIN: 0651-AA75
891. RULES OF PRACTICE IN PATENT CASES; REEXAMINATION PROCEEDINGS
Priority: Substantive, Nonsignificant

CFR Citation: 37 CFR 1.901 to 1.907; 37 CFR 1.909; 37 CFR 1.911; 37 CFR 1.913; 37 CFR 1.915; 37 CFR 1.917; 37 CFR 1.919; 37 CFR 1.921; 37 CFR 1.923

Timetable:

Action	Date	FR Cite
NPRM	08/11/95	60 FR 41035
NPRM Comment Period End	09/22/95	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No
Government Levels Affected: None

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RIN: 0651-AA79
892. LIMITATIONS IN PATENT CLAIMS
Priority: Other Significant

Reinventing Government: This rulemaking is part of the Reinventing

DOC—PTO

Long-Term Actions

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 37 CFR 1.75

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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893. REQUIREMENTS FOR REGISTRATION TO PRACTICE BEFORE THE PTO IN PATENT CASES

Priority: Substantive, Nonsignificant

CFR Citation: 37 CFR 1.21; 37 CFR 10.7; 37 CFR 10.11

Timetable:

Action	Date	FR Cite
ANPRM	09/30/96	61 FR 51072
ANPRM Comment Period End	12/06/96	
Next Action Undetermined		

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Karen L. Bovard
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RIN: 0651-AA93

894. TECHNICAL REQUIREMENTS FOR REGISTRATION TO PRACTICE BEFORE THE PTO IN PATENT CASES

Priority: Substantive, Nonsignificant

CFR Citation: 37 CFR 10.7

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Karen L. Bovard
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RIN: 0651-AA95

895. • TRADEMARK LAW TREATY RULES CHANGES

Priority: Substantive, Nonsignificant

Legal Authority: 15 USC 1123; 35 USC 6

CFR Citation: 37 CFR 2.6; 37 CFR 2.20 to 2.21; 37 CFR 2.32 to 2.33; 37 CFR

2.39 to 2.40; 37 CFR 2.51 to 2.52; 37 CFR 2.66; 37 CFR 2.71; 37 CFR 2.76; 37 CFR 2.86; 37 CFR 2.88; 37 CFR 2.161 to 2.166; 37 CFR 2.168; 37 CFR 2.181 to 2.185; 37 CFR 3.11 to 3.16; 37 CFR 3.31; ...

Legal Deadline: None

Abstract: These rule changes would implement the Trademark Law Treaty (TLT) and the pending Trademark Law Treaty Implementation Act. The purpose of the TLT is to harmonize procedures of national trademark offices by establishing maximum requirements that each country can impose for trademark applications.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: None

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DEPARTMENT OF COMMERCE (DOC)

Completed Actions

Patent and Trademark Office (PTO)

896. CHANGES IMPLEMENTING INTERNATIONAL ACCEPTABLE NUCLEOTIDE AND/OR AMINO ACID SEQUENCE LISTINGS

Priority: Substantive, Nonsignificant

CFR Citation: 37 CFR 1.77; 37 CFR 1.821; 37 CFR 1.822; 37 CFR 1.823; 37 CFR 1.824; 37 CFR 1.825

Completed:

Reason	Date	FR Cite
Final Action	06/01/98	63 FR 29620
Final Action Effective	06/01/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

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RIN: 0651-AA88

897. 1998 CHANGES TO PATENT PRACTICE AND PROCEDURE

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 37 CFR 1; 37 CFR 5

Completed:

Reason	Date	FR Cite
Withdrawn	08/13/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Hiram H. Bernstein
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RIN: 0651-AA94

898. REVISION OF PATENT AND TRADEMARK FEES FOR FISCAL YEAR 1999

Priority: Routine and Frequent

CFR Citation: 37 CFR 1.16 to 1.21; 37 CFR 1.26; 37 CFR 1.445; 37 CFR 1.482; 37 CFR 1.492; 37 CFR 2.6

Completed:

Reason	Date	FR Cite
Final Action	07/24/98	63 FR 39731
Final Action Effective	10/01/98	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Matthew Lee
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RIN: 0651-AA96

DOC—PTO

Completed Actions

899. CHANGES TO CONTINUED PROSECUTION APPLICATION PRACTICES**Priority:** Substantive, Nonsignificant**CFR Citation:** 37 CFR 1**Completed:**

Reason	Date	FR Cite
Final Action	07/02/98	63 FR 36184
Final Action Effective	07/02/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Hiram H Bernstein
Phone: 703 305-9285**RIN:** 0651-AA97**DEPARTMENT OF COMMERCE (DOC)
Technology Administration (TA)**

Final Rule Stage

900. RIGHTS TO INVENTIONS MADE BY NONPROFIT ORGANIZATIONS AND SMALL BUSINESS FIRMS UNDER GOVERNMENT GRANTS, CONTRACTS, AND COOPERATIVE AGREEMENTS**Priority:** Other Significant**Legal Authority:** 35 USC 206**CFR Citation:** 37 CFR 401**Legal Deadline:** None**Abstract:** We are evaluating the comments and will be making minor changes to the regulation which permitted electronic reporting of inventions.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	08/14/95	60 FR 41811
Comment Period End	09/13/95	
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** Jon Paugh, Acting Director, Technology Competitiveness, Department of Commerce, Technology Administration, Washington, DC 20230
Phone: 202 482-2100**RIN:** 0692-AA14

of inventions made by Federal employees.

We are evaluating the comments received on the interim final rule and will be making minor changes to the regulation.

Timetable:

Action	Date	FR Cite
Interim Final Rule	08/07/96	61 FR 40997
Final Action	12/00/98	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Federal**Agency Contact:** John H. Raubitschek, Patent Counsel, Department of Commerce, Technology Administration, RH4613, Washington, DC 20230
Phone: 202 482-8010
Fax: 202 482-0523**RIN:** 0692-AA15**901. ACQUISITION AND PROTECTION OF FOREIGN RIGHTS IN INVENTIONS****Priority:** Substantive, Nonsignificant**Legal Authority:** EO 10096; 15 USC 3710d**CFR Citation:** 37 CFR 101; 37 CFR 501**Legal Deadline:** None**Abstract:** On August 7, 1996, 37 CFR part 101 was abolished and 37 CFR part 501 expanded to cover foreign rights**DEPARTMENT OF COMMERCE (DOC)
Technology Administration (TA)**

Long-Term Actions

902. PROMOTION OF PRIVATE SECTOR INDUSTRIAL TECHNOLOGY PARTNERSHIPS**Priority:** Substantive, Nonsignificant**CFR Citation:** 15 CFR 1160 subpart A**Timetable:**

Action	Date	FR Cite
ANPRM	00/00/00	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined**Agency Contact:** Mark Bohannon
Phone: 202 482-1984**RIN:** 0692-AA13**CFR Citation:** 37 CFR 404**Timetable:** Next Action Undetermined**Regulatory Flexibility Analysis Required:** No**Government Levels Affected:** None**Agency Contact:** John H. Raubitschek
Phone: 202 482-8010
Fax: 202 482-0523**RIN:** 0692-AA17

[FR Doc. 98-25576 Filed 11-06-98; 8:45 am]

BILLING CODE 3510-BW-F

903. LICENSING OF GOVERNMENT-OWNED INVENTIONS**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.